

# Senate Journal

## Second Regular Session of the Fifty-fourth Legislature of the State of Oklahoma

**Ninth Legislative Day, Monday, February 17, 2014**

The Senate was called to order by Senator Stanislawski.

Roll Call:

Present: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.—48.

Senator Stanislawski declared a quorum present.

The prayer was offered by Pastor David Player, First United Methodist Church, Altus, the guest of Senator Schulz.

### **REPORT OF ENGROSSED AND ENROLLED MEASURES**

**SBs 1397, 1622, 1721, 1722 and 1723** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

### **INTRODUCTIONS**

Senator Marlatt introduced his son, Kole; Senator Griffin introduced her daughter, Alexandra; and Senator Rob Johnson introduced his daughters, Madeline, Kensington, McKellyn, Megan and Maren.

**CHANGE IN COMMITTEE ASSIGNMENTS**

The following bills will be reassigned as follows:

**SB 1219** -- Withdrawn from Rules Committee and referred to Health and Human Services

**SB 1370** -- Withdrawn from Public Safety Committee and referred to Health and Human Services

**SB 1440** -- Withdrawn from Rules Committee and referred to Energy

**SB 1456** -- Withdrawn from Rules Committee and referred to Energy

**SB 1629** -- Withdrawn from Rules Committee and referred to Finance

**SB 1639** -- Withdrawn from Rules Committee and referred to Finance

**SB 1711** -- Withdrawn from Rules Committee and referred to Finance

**SB 1790** -- Withdrawn from Rules Committee and referred to Health and Human Services

**SB 1887** -- Withdrawn from Rules Committee and referred to Agriculture and Rural Development

**SB 2016** -- Withdrawn from Energy Committee and Appropriations and referred to Rules

**SB 2049** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2050** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2052** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2057** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2058** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2059** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2060** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2061** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2080** -- Withdrawn from Rules Committee and referred to Appropriations

**SB 2088** -- Withdrawn from Rules Committee and referred to Judiciary

**SB 2089** -- Withdrawn from Rules Committee and referred to Judiciary

**GENERAL ORDER**

**SB 1265** by Justice and Marlatt of the Senate and Sanders of the House was called up for consideration.

Senator Justice moved that **SB 1265** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1265** was read for the third time at length.

On the question of passage of the bill, the vote resulted as follows:

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--45.

Excused: Branan, McAffrey and Sykes.--3.

The bill passed.

**SB 1265** was referred for engrossment.

### **MESSAGE FROM THE HOUSE**

Advising passage of and transmitting for consideration Engrossed **HB 2624**.

**HB 2624** – By McDaniel (Randy) of the House and Brinkley of the Senate.

An Act relating to public finance; enacting the Pension Responsibility Act; defining term; imposing requirement on Legislature to provide actuarially required contributions to public retirement systems; prescribing method to determine actuarially required contribution amount; providing exception to requirement based upon certain revenue certification by the State Board of Equalization pursuant to Section 23 of Article X of the Oklahoma Constitution; specifying public retirement plan years subject to requirements; providing for codification; providing for noncodification; and providing an effective date.

The above-numbered measure was read the first time.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 18, 2014, at 1:30 p.m., which motion prevailed.

### **COMMITTEE REPORTS**

The following were reported by the committees named, ordered printed and placed on the Calendar:

## DO PASS:

**SB 1143** – Education

Ayes: Brecheen, Ford, Halligan, Paddack, Sharp, Shaw, Stanislawski

Nays: Garrison

**SB 1159** – General Government, coauthored by Joyner

Ayes: Aldridge, Ballenger, Dahm, Ellis, Johnson (Rob), Loveless, Marlatt, Treat

**SB 1295** – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Stanislawski

**SB 1377** – EducationAyes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Shortey,  
Stanislawski**SB 1398** – Health and Human ServicesAyes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate,  
Standridge**SB 1520** – Health and Human ServicesAyes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate,  
Standridge**SB 1694** – Education, coauthored by Wright (principal House author)Ayes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Shortey,  
Stanislawski**SB 1718** – General Government, coauthored by Grau (principal House author)

Ayes: Aldridge, Dahm, Ellis, Johnson (Rob), Loveless, Marlatt, Treat

**SB 1766** – EducationAyes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Shortey,  
Stanislawski**SB 1768** – EducationAyes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Shortey,  
Stanislawski**SB 1836** – Health and Human Services, coauthored by Johnson (Constance)Ayes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate,  
Standridge**SB 1899** – General Government, coauthored by Hulbert (principal House author)

Ayes: Aldridge, Dahm, Ellis, Johnson (Rob), Loveless, Marlatt, Treat

**SB 2022** – General Government, coauthored by Christian (principal House author)  
Ayes: Aldridge, Ballenger, Dahm, Ellis, Johnson (Rob), Loveless, Marlatt, Treat

DO PASS, As Amended:

**CS for SB 212** – Pensions

Ayes: Anderson, Ballenger, Brinkley, Brooks, Brown, Ivester

**SB 1176** – General Government, coauthored by Osborn (principal House author)

Ayes: Dahm, Ellis, Johnson (Rob), Loveless, Marlatt, Treat

Nays: Aldridge

**CS for SB 1219** – Health and Human Services

Ayes: Crain, David, Griffin, Newberry, Standridge

Nays: Coates, Johnson (Constance), Shumate

**SB 1297** – Education

Ayes: Brecheen, Ford, Halligan, Holt, Paddack, Sharp, Shaw, Stanislawski

Nays: Garrison

**SB 1347** – General Government

Ayes: Aldridge, Ballenger, Dahm, Ellis, Johnson (Rob), Loveless, Marlatt, Treat

**SB 1445** – General Government

Ayes: Aldridge, Dahm, Ellis, Johnson (Rob), Loveless, Marlatt, Treat

**SB 1450** – Health and Human Services, coauthored by Thomsen (principal House author)

Ayes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate, Standridge

**SB 1499** – Health and Human Services

Ayes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate, Standridge

**SB 1500** – Education

Ayes: Brecheen, Ford, Halligan, Holt, Paddack, Sharp, Shaw, Stanislawski

Nays: Garrison

**CS for SB 1654** – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Shortey, Stanislawski

**CS for SB 1701** – Agriculture and Rural Development

Ayes: Allen, Barrington, Boggs, Fields, Justice, Schulz, Sykes, Wyrick

Nays: Bass

**CS for SB 1710** – Pensions

Ayes: Anderson, Ballenger, Brinkley, Brooks, Brown, Ivester

**CS for SB 1792** – Health and Human Services, coauthored by Hulbert (principal House author)

Ayes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate, Standridge

**CS for SB 1793** – Health and Human Services, coauthored by Nelson (principal House author)

Ayes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate, Standridge

**SB 1851** – Agriculture and Rural Development

Ayes: Barrington, Fields, Justice, Schulz, Wyrick

Nays: Allen, Bass, Boggs, Sykes

**SB 1915** – Agriculture and Rural Development

Ayes: Allen, Barrington, Boggs, Justice, Wyrick

Nays: Bass, Sykes

**CS for SB 1925** – Health and Human Services, coauthored by Hulbert (principal House author), and coauthored by Johnson (Constance)

Ayes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate, Standridge

**COMMITTEE REPORTS**

The following were reported by the committees named and referred to a second committee:

**DO PASS:****SB 1661** – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Shortey, Stanislawski

**SB 1830** – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Stanislawski

**SB 1989** – General Government

Ayes: Aldridge, Dahm, Ellis, Johnson (Rob), Loveless, Marlatt, Treat

DO PASS, As Amended:

**CS for SB 1375** – Health and Human Services

Ayes: Coates, Crain, David, Johnson (Constance), Standridge

Nays: Griffin, Newberry

**SB 1437** – General Government

Ayes: Aldridge, Ballenger, Dahm, Loveless, Marlatt, Treat

**SB 1495** – Health and Human Services

Ayes: Coates, Crain, David, Griffin, Newberry, Shumate

Nays: Johnson (Constance), Standridge

**CS for SB 1823** – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Shortey, Stanislawski

**SB 1829** – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Holt, Paddack, Sharp, Shaw, Stanislawski

**SB 1837** – Health and Human Services

Ayes: Coates, Crain, David, Griffin, Johnson (Constance), Newberry, Shumate, Standridge

**CS for SB 1848** – Health and Human Services

Ayes: Crain, David, Griffin, Newberry, Standridge

Nays: Coates, Johnson (Constance), Shumate

**SB 1994** – Health and Human Services

Ayes: Coates, Crain, David, Griffin, Newberry, Standridge

Nays: Johnson (Constance), Shumate

## **CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**SB 387** - Coauthored by Mazzei

Remove as author Senator Mazzei; authored by Newberry

**SB 1159** - Coauthored by Joyner

**SB 1176** - Coauthored by Osborn (principal House author)

**SB 1183** - Coauthored by Billy (principal House author)

**SB 1206** - Coauthored by Hulbert (principal House author)

**SB 1246** - Coauthored by Mazzei

**SB 1366** - Coauthored by Kirby (principal House author)

**SB 1450** - Coauthored by Thomsen (principal House author)

**SB 1456** - Coauthored by Turner (principal House author)  
**SB 1475** - Coauthored by Sherrer (principal House author)  
**SB 1511** - Coauthored by Kirby (principal House author)  
**SB 1536** - Coauthored by Shortey  
**SB 1618** - Coauthored by Turner (principal House author)  
Remove as author Senator Anderson; authored by Sykes  
**SB 1639** - Coauthored by Ford  
**SB 1694** - Coauthored by Wright (principal House author)  
**SB 1718** - Coauthored by Grau (principal House author)  
**SB 1719** - Coauthored by Echols (principal House author)  
**SB 1792** - Coauthored by Hulbert (principal House author)  
**SB 1793** - Coauthored by Nelson (principal House author)  
**SB 1794** - Coauthored by Murphey (principal House author)  
**SB 1820** - Remove as author Senator Bingman; authored by Griffin  
**SB 1821** - Remove as author Senator Bingman; authored by Griffin  
**SB 1836** - Coauthored by Johnson (Constance)  
**SB 1859** - Coauthored by Newell (principal House author)  
**SB 1869** - Coauthored by McDaniel (Randy) (principal House author)  
**SB 1892** - Coauthored by Jackson (principal House author)  
**SB 1899** - Coauthored by Hulbert (principal House author)  
**SB 1916** - Coauthored by Denney (principal House author)  
**SB 1923** - Coauthored by Echols (principal House author)  
**SB 1925** - Coauthored by Johnson (Constance)  
Coauthored by Hulbert (principal House author)  
**SB 2002** - Coauthored by Christian (principal House author)  
**SB 2007** - Coauthored by Christian (principal House author)  
**SB 2009** - Coauthored by Christian (principal House author)  
**SB 2022** - Coauthored by Christian (principal House author)  
**SB 2038** - Coauthored by Christian (principal House author)  
**SB 2044** - Coauthored by Ellis, Ballenger, McAffrey  
**SB 2051** - Coauthored by Murphey (principal House author)  
**SB 2057** - Coauthored by Murphey (principal House author)  
**SB 2058** - Coauthored by Murphey (principal House author)  
**SB 2059** - Coauthored by Murphey (principal House author)  
**SB 2060** - Coauthored by Murphey (principal House author)  
**SB 2061** - Coauthored by Murphey (principal House author)  
**SB 2062** - Coauthored by Murphey (principal House author)  
**SB 2063** - Coauthored by Murphey (principal House author)  
**SB 2089** - Coauthored by Inman (principal House author)

Pursuant to the Schulz motion, the Senate adjourned at 2:05 p.m. to meet Tuesday, February 18, 2014, at 1:30 p.m.