

Senate Journal

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

Fifty-fourth Legislative Day, Thursday, May 8, 2014

The Senate was called to order by Senator Johnson (Rob).

Roll Call:

Present: Aldridge, Allen, Anderson, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Schulz, Sharp, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.—41.

Excused: Ballenger, Boggs, Garrison, Ivester, Marlatt, McAffrey and Shaw.—7.

Senator Johnson (Rob) declared a quorum present.

The prayer was offered by Dr. Bryan Haynes, College Heights Baptist Church, Chickasha, the guest of Senator Justice.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 1151, 1152, 1183, 1218, 1474, 1497, 1551, 1698, 1715 and 1738 and SCR 38 were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SR 83 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

**PENDING SENATE ACTION -
VETO OVERRIDE OF HB 2461**

Senator Dahm moved that **HB 2461** become law notwithstanding the veto of the Governor, which motion was declared adopted upon roll call as follows:

Aye: Aldridge, Allen, Anderson, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Crain, Dahm, David, Ellis, Fields, Ford, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Schulz, Sharp, Shortey, Shumate, Simpson, Standridge, Stanislawski, Sykes, Treat and Wyrick.--39.

Excused: Ballenger, Boggs, Coates, Garrison, Ivester, Marlatt, McAffrey, Shaw and Sparks.--9.

The presiding officer declared that by a constitutional two-thirds vote of the members elected to and constituting the Senate, the Governor's veto of **HB 2461** has been overridden.

Enrolled **HB 2461** was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 2379, 2669, 3050, 3102, 3134, 3177 and 3198**.

The above-numbered enrolled measures were, after fourth reading, properly signed and ordered returned to the Honorable House.

Advising passage of and returning the following Engrossed bill:

SCR 42

The above-numbered measure was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 991 were concurred in upon motion of Senator Stanislawski.

SB 991, as amended by the Honorable House, was read at length.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Crain, Dahm, David, Ellis, Fields, Ford, Griffin,

Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Schulz, Sharp, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--40.

Excused: Ballenger, Boggs, Coates, Garrison, Ivester, Marlatt, McAffrey and Shaw.--8.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1538 were concurred in upon motion of Senator Dahm.

SB 1538, as amended by the Honorable House, was read at length.

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

Aye: Aldridge, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Crain, Dahm, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Schulz, Sharp, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Treat.--36.

Excused: Allen, Ballenger, Bass, Boggs, Coates, Ellis, Garrison, Ivester, Marlatt, McAffrey, Shaw and Wyrick.--12.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Brinkley presiding.

PENDING CONSIDERATION OF HAS

HAs to SB 341 were concurred in upon motion of Senator Mazzei.

SB 341, as amended by the Honorable House, was read at length.

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

Aye: Aldridge, Anderson, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Crain, Dahm, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Schulz, Sharp, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Treat.--37.

Excused: Allen, Ballenger, Boggs, Coates, Ellis, Garrison, Ivester, Marlatt, McAffrey, Shaw and Wyrick.--11.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1508 were concurred in upon motion of Senator Schulz.

SB 1508, as amended by the Honorable House, was read at length.

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

Aye: Aldridge, Barrington, Bass, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Crain, David, Fields, Ford, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Mazzei, Newberry, Paddack, Schulz, Sharp, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski and Treat.--33.

Nay: Dahm and Sykes.--2.

Excused: Allen, Anderson, Ballenger, Boggs, Coates, Ellis, Garrison, Griffin, Ivester, Marlatt, McAffrey, Shaw and Wyrick.--13.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1591 were concurred in upon motion of Senator Loveless.

SB 1591, as amended by the Honorable House, was read at length.

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

Aye: Barrington, Bass, Bingman, Branan, Brinkley, Brooks, Brown, Burrage, Fields, Ford, Griffin, Holt, Johnson (C), Johnson (R), Jolley, Loveless, Schulz, Sharp, Shumate, Sparks and Treat.--21.

Nay: Aldridge, Brecheen, Crain, Dahm, David, Halligan, Justice, Mazzei, Newberry, Paddack, Shortey, Simpson, Standridge, Stanislawski and Sykes.--15.

Excused: Allen, Anderson, Ballenger, Boggs, Coates, Ellis, Garrison, Ivester, Marlatt, McAffrey, Shaw and Wyrick.--12.

The bill failed.

INTRODUCTION

Senator Burrage introduced former Senator Jeff Rabon to the Senate.

EXECUTIVE NOMINATIONS

The following executive nominations were read and referred to the committee indicated:

Evans, Bruce M., Ponca City, as a member of the University Center at Ponca City - Education

Greenhaw, Joshua, Oklahoma City, as a member of the Capitol-Medical Center Improvement and Zoning Commission - General Government

Jackson, Larry, Muskogee, as a member of the Alcoholic Beverage Laws Enforcement Commission - Judiciary

Lessley, Brett L., Tulsa, as a member of the Board of Trustees for Oklahoma State University/ Tulsa - Education

Maisano, James, Norman, as a member of the Alcoholic Beverage Laws Enforcement Commission - Judiciary

Pennington, Cherity, Shawnee, as a member of the State Textbook Committee - Education

Smith, Gretchen Zumwalt, Monkey Island, as a member of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission - Judiciary

Willis, Michael, Tulsa, as a member of the Board of Juvenile Affairs - Health and Human Services

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1378, 2338 and 2837**.

Advising rejection of **SAs** to the following bills, requesting conference and naming House conferees as follows:

HB 2130 - Conference Committee on Judiciary
HB 2134 - Conference Committee on Rules
HB 2241 - Conference Committee on Human Services
HB 2249 - Conference Committee on Human Services
HB 2562 - GCCA
HB 3211 - Conference Committee on Higher Education and Career Tech
HB 3213 - Conference Committee on Public Safety
HB 3287 - Conference Committee on Insurance
HB 3399 - Conference Committee on Common Education
HB 3469 - Conference Committee on Human Services
HB 3472 - Conference Committee on Human Services
HB 3473 - Conference Committee on Human Services
HB 3474 - Conference Committee on Human Services
HJR 1033 - GCCA.

Advising the signing of and returning Enrolled **SCR 38**.

The above-numbered enrolled measure was transmitted to the Secretary of State.

Advising fourth reading of and returning Enrolled **SBs 1151, 1152, 1183, 1218, 1474, 1497, 1551, 1698, 1715 and 1738**.

The above-numbered enrolled measures were referred to the Governor.

SCs NAMED

Upon motion of Senator Schulz, Senate conferees were appointed as follows:

SB 648 – GCCA
SB 1215 – Stanislawski, Simpson, Dahm, David, Sparks, Burrage
SB 1905 – Sykes, Crain, Holt, Johnson (Rob), Ivester, Shumate

**PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Schulz, the request of the Honorable House for conference on **HB 3142** was ordered granted and the bill referred to GCCA.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 12, 2014, at 1:30 p.m., which motion prevailed.

FIRST READING

The following were introduced and read the first time:

SB 2130 – By Jolley and Justice of the Senate and Martin (Scott) and Sears of the House.

An Act relating to public finance; amending 62 O.S. 2011, Section 34, which relates to the Oklahoma State Finance Act; clarifying language; and providing an effective date.

SB 2131 – By Jolley and Justice of the Senate and Martin (Scott) and Sears of the House.

An Act relating to public finance; amending 62 O.S. 2011, Section 34, which relates to the Oklahoma State Finance Act; clarifying language; and providing an effective date.

SB 2132 – By Jolley and Justice of the Senate and Martin (Scott) and Sears of the House.

An Act relating to public finance; amending 62 O.S. 2011, Section 34, which relates to the Oklahoma State Finance Act; clarifying language; and providing an effective date.

SB 2133 – By Jolley and Justice of the Senate and Martin (Scott) and Sears of the House.

An Act relating to public finance; amending 62 O.S. 2011, Section 34, which relates to the Oklahoma State Finance Act; clarifying language; and providing an effective date.

SB 2134 – By Jolley and Justice of the Senate and Martin (Scott) and Sears of the House.

An Act relating to public finance; amending 62 O.S. 2011, Section 34, which relates to the Oklahoma State Finance Act; clarifying language; and providing an effective date.

Pursuant to the Schulz motion, the Senate adjourned at 11:05 a.m. to meet Monday, May 12, 2014, at 1:30 p.m.