

Senate Journal

First Regular Session of the Fifty-fifth Legislature of the State of Oklahoma

Tenth Legislative Day, Monday, February 16, 2015

The Senate was called to order by Senator Dahm.

Roll Call:

Present: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Treat, Wyrick and Yen.—44.

Excused: Anderson, Shortey and Thompson.—3.

Vacancy: District 11.—1.

Senator Dahm declared a quorum present.

The prayer was offered by Connie Goodson, Henderson Hills Baptist Church, Edmond, the guest of Senator Jolley.

INTRODUCTIONS

Senator Jolley introduced his daughter, Lauren, and his son, Alex; Senator Loveless introduced his daughter, Isabella; and Senator Sparks introduced his son, Ben, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 8 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 144 by Holt of the Senate and Wright of the House was called up for consideration.

Senator Holt moved to amend **SB 144**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Holt moved that **SB 144** be advanced, which motion was declared adopted.

THIRD READING

SB 144 was read for the third time at length.

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

Aye: Bass, Bice, Bingman, Brinkley, Brooks, Crain, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Paddack, Pittman, Quinn, Schulz, Sharp, Simpson, Smalley, Sparks, Stanislawski, Treat and Yen.--31.

Nay: Allen, Boggs, Brecheen, Brown, Dahm, Mazzei, Newberry, Shaw, Silk, Standridge and Sykes.--11.

Excused: Anderson, Barrington, Shortey, Thompson and Wyrick.--5.

Vacancy: District 11.--1.

The bill passed.

SB 144 was referred for engrossment.

GENERAL ORDER

SB 147 by Simpson of the Senate and Hardin of the House was called up for consideration.

Senator Simpson moved that **SB 147** be advanced, which motion was declared adopted.

THIRD READING

SB 147 was read for the third time at length.

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

Aye: Allen, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Treat and Yen.--42.

Excused: Anderson, Barrington, Shortey, Thompson and Wyrick.--5.

Vacancy: District 11.--1.

The bill passed.

SB 147 was referred for engrossment.

GENERAL ORDER

SB 71 by Allen of the Senate and Bennett of the House was called up for consideration.

Senator Allen moved that **SB 71** be advanced, which motion was declared adopted.

THIRD READING

SB 71 was read for the third time at length.

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

Aye: Allen, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Treat and Yen.--40.

Nay: Dahm and Sykes.--2.

Excused: Anderson, Barrington, Shortey, Thompson and Wyrick.--5.

Vacancy: District 11.--1.

The bill passed.

SB 71 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1007, 1034, 1066, 1079, 1273, 1320, 1330 and 1450.**

HB 1007 – By Brumbaugh, Bennett and McCullough of the House and Brecheen of the Senate.

An Act relating to marriage; prohibiting requirement of religious official to solemnize a marriage that violates their conscience or religious beliefs; providing for civil immunity; defining terms; providing for codification; and providing an effective date.

HB 1034 – By Kirby and Denney of the House and Loveless of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 3-132, as last amended by Section 1, Chapter 212, O.S.L. 2013 (70 O.S. Supp. 2014, Section 3-132), which relates to the Oklahoma Charter Schools Act; authorizing sponsorship of charter schools by federally recognized Indian tribes on certain property; and providing an effective date.

HB 1066 – By Nollan of the House and Griffin of the Senate.

An Act relating to children and juvenile code; amending 10A O.S. 2011, Section 1-2-108, which relates to the central registry for child abuse reports; providing for the inclusion of certain reports; and providing an effective date.

HB 1079 – By Ownbey, Nelson and Peterson of the House and Simpson of the Senate.

An Act relating to children; amending 10A O.S. 2011, Section 1-4-808, which relates to review hearing reports; permitting foster parent to submit report to court for review hearing; and providing an effective date.

HB 1273 – By Nollan of the House and Griffin of the Senate.

An Act relating to children and juvenile code; amending 10A O.S. 2011, Section 1-1-105, as last amended by Section 3, Chapter 353, O.S.L. 2012 (10A O.S. Supp. 2014, Section 1-1-105), which relates to definitions; modifying scope of certain definition; and providing an effective date.

HB 1320 – By Nollan and Jordan of the House and David of the Senate.

An Act relating to children; amending 10A O.S. 2011, Section 1-4-904, as last amended by Section 1, Chapter 334, O.S.L. 2014 (10A O.S. Supp. 2014, Section 1-4-904), which relates to termination of parental rights; changing provision to age at time of placement instead of age at time of filing; and providing an effective date.

HB 1330 – By Coody (Ann) and Inman of the House and Fry of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 11-103.6f, which relates to graduation exceptions for students transferring from out of state; directing the State Board of Education to adopt rules requiring waiver of the Oklahoma history high school curriculum requirement for certain military students; providing an effective date; and declaring an emergency.

HB 1450 – By Calvey of the House and Bice of the Senate.

An Act relating to environment and natural resources; amending 27A O.S. 2011, Section 2-14-103, which relates to definitions for the Oklahoma Uniform Environmental Permitting Act; adding person authorized to issue or deny certain permits; and providing an effective date.

The above-numbered measures were read the first time.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 17, 2015, 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 5 – Education

Ayes: Brecheen, Ford, Garrison, Jolley, Quinn, Sharp, Shaw, Smalley, Stanislawski

SB 7 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

SB 150 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

SB 269 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

SB 309 – General Government

Ayes: Brooks, Dahm, Floyd, Fry, Holt

Nays: Bice

SB 327 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry, Holt

SB 345 – Pensions

Ayes: Bass, Brinkley, Brown, Jech, Newberry, Paddack

SB 346 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry, Holt, Pittman

SB 386 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry, Holt

SB 395 – Pensions

Ayes: Bass, Brinkley, Brown, Jech, Mazzei, Newberry

SB 396 – Pensions

Ayes: Bass, Brinkley, Brown, Jech, Mazzei, Newberry, Paddack

SB 535 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

SB 659 – Agriculture and Rural Development

Ayes: Allen, Boggs, Fields, Garrison, Justice, Silk, Simpson, Wyrick

SB 696 – Agriculture and Rural Development

Ayes: Allen, Boggs, Fields, Garrison, Justice, Simpson, Wyrick

Nays: Silk

SB 711 – Education

Ayes: Brecheen, Ford, Jolley, Quinn, Sharp, Shaw, Smalley, Sparks, Stanislawski

Nays: Garrison

SB 719 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry

SB 734 – Health and Human Services

Ayes: Crain, David, Griffin, Loveless, Standridge, Treat, Yen

Nays: Floyd, Pittman

SB 751 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

SB 762 – Health and Human Services

Ayes: Crain, Floyd, Griffin, Loveless, Pittman, Standridge, Yen

SB 787 – Health and Human Services

Ayes: David, Floyd, Griffin, Pittman, Standridge, Treat, Yen

SB 817 – General Government, Remove as author Senator Smalley; authored by
General Government Committee

Ayes: Bice, Brooks, Dahm, Floyd, Fry, Holt

DO PASS, As Amended:

CS for SB 20 – Education

Ayes: Brecheen, Ford, Garrison, Jolley, Quinn, Sharp, Shaw, Smalley, Stanislawski

SB 121 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry, Holt

SB 127 – Health and Human Services

Ayes: David, Griffin, Loveless, Standridge, Treat, Yen

Nays: Crain, Floyd, Pittman

CS for SB 152 – Agriculture and Rural Development

Ayes: Allen, Boggs, Fields, Garrison, Justice, Silk, Simpson, Wyrick

CS for SB 154 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry

SB 168 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

CS for SB 227 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Pittman, Standridge, Treat, Yen

SB 253 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

SB 308 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry, Holt

CS for SB 405 – Pensions

Ayes: Bass, Brinkley, Brown, Jech, Newberry, Paddack

CS for SB 418 – Agriculture and Rural Development

Ayes: Allen, Boggs, Fields, Garrison, Justice, Silk, Simpson, Wyrick

CS for SB 434 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

SB 479 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry, Holt, Pittman

CS for SB 516 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

SB 660 – Agriculture and Rural Development

Ayes: Allen, Boggs, Fields, Garrison, Justice, Silk, Simpson, Wyrick

CS for SB 668 – Pensions

Ayes: Bass, Brinkley, Brown, Jech, Mazzei, Newberry, Paddack

SB 674 – Education

Ayes: Ford, Garrison, Halligan, Jolley, Paddack, Sharp, Shaw, Stanislawski

Nays: Brecheen, Quinn

SB 695 – General Government

Ayes: Bice, Brooks, Dahm, Floyd, Fry, Holt

SB 757 – Health and Human Services

Ayes: Crain, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

Nays: David

COMMITTEE REPORTS

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

DO PASS:**SB 404** – Education

Ayes: Brecheen, Ford, Garrison, Jolley, Quinn, Sharp, Shaw, Smalley, Stanislawski

SB 609 – Education

Ayes: Brecheen, Ford, Jolley, Quinn, Smalley, Stanislawski

Nays: Garrison, Sharp, Shaw

SB 630 – Education

Ayes: Brecheen, Ford, Garrison, Jolley, Quinn, Sharp, Shaw, Smalley, Sparks, Stanislawski

SB 708 – Education

Ayes: Brecheen, Ford, Garrison, Quinn, Sharp, Shaw, Smalley, Sparks, Stanislawski

SB 709 – Education

Ayes: Brecheen, Ford, Garrison, Jolley, Quinn, Sharp, Shaw, Smalley, Sparks, Stanislawski

DO PASS, As Amended:

CS for SB 137 – Education

Ayes: Brecheen, Ford, Garrison, Jolley, Quinn, Sharp, Shaw, Smalley, Stanislawski

CS for SB 162 – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Jolley, Paddack, Quinn, Sharp, Shaw, Stanislawski

SB 419 – Agriculture and Rural Development

Ayes: Allen, Boggs, Fields, Garrison, Justice, Silk, Simpson, Wyrick

SB 564 – Agriculture and Rural Development

Ayes: Allen, Boggs, Fields, Garrison, Justice, Silk, Simpson, Wyrick

SB 640 – Health and Human Services

Ayes: Crain, David, Floyd, Griffin, Loveless, Pittman, Standridge, Treat, Yen

FIRST READING

The following was introduced and read the first time:

SR 10 – By Barrington.

A Resolution congratulating the 2014 Class 5A Oklahoma State Football Champions, the Lawton MacArthur High School football team; and directing distribution.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 2 - Coauthored by Echols (principal House author)

SB 63 - Coauthored by Cox (principal House author)

SB 108 - Coauthored by Leewright (principal House author)

SB 162 - Coauthored by Mazzei

SB 179 - Coauthored by Mazzei

SB 182 - Coauthored by Mazzei

SB 233 - Coauthored by Echols (principal House author)

SB 262 - Coauthored by Thomsen (principal House author)

SB 266 - Coauthored by Thomsen (principal House author)

SB 285 - Coauthored by Mazzei

SB 294 - Coauthored by Paddack

Remove as author Senator Paddack; authored by Newberry

SB 345 - Coauthored by McDaniel (Randy) (principal House author)

SB 404 - Coauthored by Mazzei

SB 411 - Coauthored by Echols (principal House author)
SB 412 - Coauthored by Biggs (principal House author)
SB 415 - Coauthored by McDaniel (Randy) (principal House author)
SB 428 - Coauthored by Echols (principal House author)
SB 462 - Coauthored by McDaniel (Randy) (principal House author)
SB 466 - Coauthored by Henke (principal House author)
SB 502 - Coauthored by Mazzei
Remove as author Senator Mazzei; authored by Quinn
SB 630 - Coauthored by Mazzei
SB 637 - Coauthored by Echols (principal House author)
SB 640 - Coauthored by Cox (principal House author)
SB 648 - Coauthored by McDaniel (Randy) (principal House author)
SB 679 - Coauthored by McDaniel (Jeannie) (principal House author)
SB 694 - Coauthored by Wright (principal House author)
SB 707 - Coauthored by Mazzei
SB 708 - Coauthored by Mazzei
SB 709 - Coauthored by Mazzei
SB 725 - Coauthored by Wright (principal House author)
SB 781 - Coauthored by Loveless
SB 792 - Coauthored by McCullough (principal House author)
SB 806 - Coauthored by Brinkley
SB 812 - Coauthored by Brinkley
SB 815 - Coauthored by Brinkley
HB 1007 - Coauthored by Ritze
Coauthored by Cleveland
HB 1034 - Coauthored by Billy
HB 1948 - Coauthored by Ownbey

Pursuant to the Schulz motion, the Senate adjourned at 2:10 p.m. to meet Tuesday, February 17, 2015, at 1:30 p.m.