

Senate Journal

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

Thirty-third Legislative Day, Monday, March 30, 2015

The Senate was called to order by Senator Brinkley.

Roll Call:

Present: Allen, Anderson, 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, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.—46.

Excused: Sykes —1.

Vacancy: District 11.—1.

Senator Brinkley declared a quorum present.

The prayer was offered by Chaplain Sam Smith, Foundation Free Will Baptist Church, Grove, the guest of Senator Shaw.

GENERAL ORDER

HB 2177 by Hickman et al of the House and Bingman and Fields of the Senate was called up for consideration.

Senator Bingman moved to amend **HB 2177**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Bingman moved that **HB 2177** be advanced, which motion was declared adopted.

THIRD READING

HB 2177 was read for the third time at length.

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

Aye: Allen, Anderson, Barrington, Bice, Bingman, Boggs, Brinkley, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Sparks, Standridge, Stanislawski, Thompson and Treat.--37.

Nay: Bass, Brecheen, Garrison, Simpson, Smalley, Wyrick and Yen.--7.

Excused: Brown, Loveless and Sykes.--3.

Vacancy: District 11.—1.

Senators Floyd, Paddack, Pittman and Sparks desired to vote Nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33; Nay: 11; Excused: 3; Vacancy: District 11.—1.

The bill and emergency passed.

HB 2177 was referred for engrossment.

REQUEST TO RECESS

Senator Schulz moved to request the Honorable House to consent to the adjournment of the Senate in the First Regular Session of the 55th Legislature for a period of more than three days, pursuant to Article 5, Section 30 of the Oklahoma Constitution, beginning on Thursday, April 2, 2015 and ending on Monday, April 6, 2015, which motion was declared adopted.

EXECUTIVE NOMINATIONS

The following executive nominations have been approved by the committees named:

Carter, John, Norman, to the Oklahoma Veterans Commission, to serve an unexpired term ending July 1, 2017, succeeding J. Wesley Benge. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Rob Standridge.

McKenzie, Joseph A., III, Edmond, to the Uniform Building Code Commission, to serve a four-year term ending June 30, 2019, succeeding himself. (Business and Commerce Committee) Motion to confirm made by Senator Clark Jolley.

Newburn, Irma J., Lawton, to the State Board of Corrections, to serve a six-year term ending March 15, 2021, succeeding Linda Neal. (Public Safety Committee) Motion to confirm made by Senator Randy Bass.

Richey, Ivenhoe Tom, McLoud, to the Oklahoma Veterans Commission, to serve a three-year term ending July 1, 2017, succeeding Richard R. Putnam. (Veterans and Military Affairs Committee) Motion to confirm made by Senator Rob Standridge.

Stanaland, Debra Ann, Edmond, to the Crime Victims Compensation Board, to serve a four-year term ending September 30, 2019, succeeding herself. (Public Safety Committee) Motion to confirm made by Senator A J Griffin.

Tilly, J. Matt, Oklahoma City, to the State Board of Corrections, to serve a six-year term ending March 15, 2021, succeeding Earnest D. Ware. (Public Safety Committee) Motion to confirm made by Senator Ervin Yen.

Van Schuyver, Larry, Edmond, to the Oklahoma Veterans Commission, to serve a three-year term ending July 1, 2017, succeeding Thomas Howell. (Veterans and Military Affairs Committee) Motion to confirm made by Senator AJ Griffin.

Motions to confirm the above-named executive nominations were declared adopted upon roll call as follows:

Aye: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Marlatt, Mazzei, Newberry, Paddock, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--44.

Excused: Brown, Loveless and Sykes.--3.

Vacancy: District 11.—1.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1749**.

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

MESSAGES FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 28 - (Emergency Failed)

SB 109 - coauthored by Pittman of the Senate

SB 115 - coauthored by Pittman of the Senate

SB 215

SB 338 - coauthored by McCullough of the House

SB 346 - coauthored by Allen of the Senate

The above-numbered measures were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate pursuant to Article 5, Section 30 of the Oklahoma Constitution that the House grants the request of the Honorable Senate to the adjournment for more than three (3) days beginning Thursday, April 2, 2015 and ending Monday, April 6, 2015.

REPORT OF ENGROSSED AND ENROLLED MEASURE

HB 2177 was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 31, 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:

HB 1008 – General Government

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

HB 1018 – General Government

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

Nays: Marlatt

HB 1019 – General Government

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

HB 1053 – Pensions

Ayes: Anderson, Bass, Brinkley, Jech, Newberry

HB 1072 – Education

Ayes: Ford, Garrison, Halligan, Jolley, Paddack, Sharp, Shaw, Smalley, Sparks, Stanislawski, Thompson

HB 1074 – Health and Human Services

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

HB 1081 – Health and Human Services

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

HB 1103 – Agriculture and Rural Development

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

HB 1118 – Health and Human Services

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

HB 1408 – Health and Human Services

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

HB 1435 – Health and Human Services

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

HB 1456 – General Government

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

HB 1521 – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Jolley, Paddack, Sharp, Shaw, Smalley, Sparks, Stanislawski, Thompson

HB 1691 – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Jolley, Paddack, Sharp, Shaw, Smalley, Sparks, Stanislawski, Thompson

HB 1756 – Agriculture and Rural Development

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

HB 1969 – General Government

Ayes: Brooks, Floyd, Fry, Holt, Marlatt, Shortey
Nays: Dahm

HB 1986 – General Government

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

HB 2069 – Education

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

HB 2130 – Education

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

DO PASS, As Amended:

HB 1002 – Pensions

Ayes: Anderson, Bass, Brinkley, Jech, Newberry

HB 1150 – Health and Human Services

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

HB 1268 – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Jolley, Paddack, Sharp, Shaw, Smalley, Sparks, Stanislawski, Thompson

HB 1321 – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Jolley, Paddack, Sharp, Shaw, Smalley, Sparks, Stanislawski, Thompson

HB 1322 – General Government

Ayes: Brooks, Dahm, Fry, Marlatt, Shortey

Nays: Bice, Floyd, Holt, Pittman

HB 2005 – Pensions

Ayes: Brinkley, Jech, Newberry, Paddack

Nays: Anderson, Bass

HB 2088 – Education

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

COMMITTEE REPORTS

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

DO PASS:

HB 1410 – Health and Human Services

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

HB 1616 – Health and Human Services

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

HB 1693 – Education

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

Nays: Sparks

HB 1735 – Pensions

Ayes: Anderson, Bass, Brinkley, Jech, Newberry

HB 1824 – General Government

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

Nays: Shortey

DO PASS, As Amended:

HB 1044 – General Government

Ayes: Brooks, Dahm, Floyd, Fry, Holt, Marlatt, Shortey

HB 1065 – Education

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

HB 1277 – General Government

Ayes: Brooks, Floyd, Fry, Holt, Marlatt, Shortey

Nays: Dahm

HB 1290 – Education

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

HB 1452 – General Government

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

CS for HB 1463 – Health and Human Services

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

HB 1622 – Education, coauthored by Johnson, and coauthored by Brecheen

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

HB 1690 – Education

Ayes: Brecheen, Ford, Garrison, Halligan, Jolley, Paddack, Sharp, Shaw, Smalley, Sparks, Stanislawski, Thompson

CS for HB 2166 – Health and Human Services

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

FAILED:

HB 1775 – General Government

Ayes: Brooks, Dahm, Holt, Shortey

Nays: Bice, Floyd, Fry, Marlatt, Pittman

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

HB 1085 - Coauthored by Pittman

HB 1438 - Coauthored by Pittman

HB 1562 - Coauthored by Pittman

HB 1622 - Coauthored by Johnson

Coauthored by Brecheen

HB 1721 - Coauthored by Boggs

HB 1825 - Coauthored by David

Pursuant to the Schulz motion, the Senate adjourned at 2:15 p.m. to meet Tuesday, March 31, 2015, at 1:30 p.m.