

# Senate Journal

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

**Thirty-fifth Legislative Day, Wednesday, April 1, 2015**

The Senate was called to order by Senator Dahm.

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, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—45.

Excused: Mazzei and Simpson.—2.

Vacancy: District 11.—1.

Senator Dahm declared a quorum present.

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

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

**SBs 24, 46, 50, 55, 62, 206, 229, 331, 336, 345, 394, 429, 462 and 725** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

### **MESSAGE FROM THE HOUSE**

Advising the Honorable Senate that the House of Representatives is ready to convene in Joint Session.

Senator Schulz moved that the Senate meet with the House in Joint Session and that the Senate stand in recess to the Call of the Chair, which motion prevailed.

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## **JOINT SESSION**

The Third Joint Session of the First Regular Session of the Fifty-fifth Legislature was called to order by the President of the Senate, Lieutenant Governor Todd Lamb.

Senator Schulz moved that the attendance roll call of the Senate be considered the attendance roll call of the Senate in Joint Session, which motion was declared adopted.

Representative Ortega moved that the attendance roll call of the House of Representatives be considered the attendance roll call of the House in Joint Session, which motion was declared adopted.

President Lamb declared quorums of the Senate and House present and Joint Session duly assembled.

The invocation was offered by Tommy Howell, Chaplain of the Oklahoma Veterans Council.

The Pledge of Allegiance was led by Sergeant at Arms Richard Devine.

Speaker Hickman, President Pro Tempore Bingman and Lieutenant Governor Todd Lamb addressed the Joint Session.

Pete Peterson, Chairman of the Oklahoma Veterans Council, addressed the Joint Session.

Representative Roberts introduced the members of the House Veterans and Military Affairs committee.

Senator Anderson introduced the members of the Senate Veterans and Military Affairs committee.

The benediction was offered by Tommy Howell.

Upon motion of Representative Ortega, the Joint Session was ordered dissolved at the hour of 2:40 p.m.

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The Senate reconvened with Senator Dahm presiding.

Senator Dahm questioned the presence of a quorum and ordered the roll called, following which a quorum was declared present.

### **GENERAL ORDER**

**HB 1729** by Roberts (Sean) et al of the House and David of the Senate was called up for consideration.

Senator David moved that **HB 1729** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1729** was read for the third time at length.

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

Aye: Anderson, Barrington, Bass, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jolley, Justice, Loveless, Marlatt, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--41.

Excused: Allen, Bice, Floyd, Jech, Mazzei and Simpson.--6.

Vacancy: District 11.—1.

The bill passed.

**HB 1729** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1266** by Walker and Derby of the House and Stanislawski and Floyd of the Senate was called up for consideration.

Senator Stanislawski moved that **HB 1266** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1266** was read for the third time at length.

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

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

Excused: Allen, Bice, Jech, Mazzei and Simpson.--5.

Vacancy: District 11.—1.

The bill passed.

**HB 1266** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1058** by Casey of the House and Halligan of the Senate was called up for consideration.

Senator Halligan moved that **HB 1058** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1058** was read for the third time at length.

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

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

Excused: Allen, Bice, Jech, Mazzei and Simpson.--5.

Vacancy: District 11.—1.

The bill and emergency passed.

**HB 1058** was referred for engrossment.

**GENERAL ORDER**

**HB 1685** by Denney et al of the House and Halligan of the Senate was called up for consideration.

Senator Halligan moved that **HB 1685** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1685** was read for the third time at length.

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

Aye: Anderson, Barrington, Bass, Bice, Bingman, Brinkley, Brooks, Crain, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jolley, Justice, Loveless, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Sparks, Stanislawski, Thompson, Treat, Wyrick and Yen.--31.

Nay: Boggs, Brecheen, Brown, Dahm, David, Newberry, Shortey, Silk, Smalley, Standridge and Sykes.--11.

Excused: Allen, Jech, Marlatt, Mazzei and Simpson.--5.

Vacancy: District 11.—1.

The bill passed.

Senators Newberry, Shortey, Brecheen, Boggs, Silk and David desired to vote Aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 37; Nay: 5; Excused: 5; Vacancy: District 11.—1.

The emergency passed.

**HB 1685** was referred for engrossment.

**MESSAGES FROM THE HOUSE**

Advising passage of and transmitting for consideration Engrossed **HCR 1005**.

**HCR 1005** – By Banz, Hoskin, Perryman, Wright, Jordan, Coody (Ann), Newell, Moore, Kern, Roberts (Sean), Dunlap, Denney, McDaniel (Randy), Fisher, Wood, Mulready and Hall of the House and Fry of the Senate.

A Concurrent Resolution commemorating the 800th anniversary of the signing of Magna Carta; and affirming the importance of Magna Carta.

The above-numbered measure was read the first time.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1085, 1154 and 1406**.

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

Advising fourth reading of and returning Enrolled **SBs 24, 46, 50, 55, 62, 206, 229, 331, 336, 345, 394, 429, 462 and 725**.

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

Advising passage of and returning the following Engrossed bills:

**SB 7**

**SB 420** - Remove Representative Biggs as principal House author and substitute with Representative Enns.

**SB 574**

The above-numbered measures were referred for enrollment.

**MESSAGE FROM THE HOUSE  
HAS TO SENATE BILLS**

Advising passage of and returning the following engrossed bills as amended:

**SB 173** - coauthored by Perryman of the House

**SB 378**

**SB 638**

House amendments were read on the above-numbered bills.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 6, 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 1001** – Business and Commerce

Ayes: Bice, Dahm, Halligan, Newberry, Silk, Wyrick, Yen

**HB 1067** – Business and Commerce

Ayes: Bice, Dahm, Halligan, Newberry, Silk, Wyrick, Yen

**HB 1420** – Energy

Ayes: Bass, Brinkley, Crain, Fields, Griffin, Jolley, Justice, Marlatt, Shortey, Sparks, Standridge, Treat

Nays: Loveless

**HB 1751** – Energy

Ayes: Bass, Brinkley, Crain, Fields, Griffin, Jolley, Justice, Loveless, Marlatt, Shortey, Sparks, Standridge, Treat, Wyrick

**HB 1859** – Business and Commerce

Ayes: Bice, Halligan, Newberry, Wyrick, Yen

Nays: Dahm, Silk

**HB 1950** – Energy

Ayes: Bass, Crain, Fields, Griffin, Jolley, Justice, Marlatt, Shortey, Sparks, Standridge, Treat, Wyrick

**HB 2178** – Energy

Ayes: Crain, Fields, Griffin, Jolley, Justice, Marlatt, Shortey, Sparks, Treat, Wyrick

Nays: Bass

**HJR 1013** – Energy

Ayes: Bass, Brinkley, Crain, Fields, Griffin, Jolley, Justice, Loveless, Marlatt, Shortey, Sparks, Standridge, Treat, Wyrick

DO PASS, As Amended:

**CS for HB 1283** – Energy

Ayes: Bass, Crain, Fields, Griffin, Jolley, Justice, Loveless, Marlatt, Shortey, Sparks, Standridge, Treat, Wyrick

**HB 1294** – Appropriations

Ayes: Barrington, Bice, Boggs, Brinkley, Brown, David, Fields, Floyd, Fry, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Pittman, Sharp, Shaw, Stanislawski, Thompson, Treat

Nays: Dahm, Silk

**HB 1405** – Appropriations

Ayes: Barrington, Bice, Boggs, Brinkley, David, Fields, Floyd, Ford, Fry, Griffin, Halligan, Jolley, Justice, Loveless, Pittman, Sharp, Shaw, Stanislawski, Thompson, Treat

Nays: Brown, Dahm, Jech, Silk, Sykes

**HB 1421** – Appropriations

Ayes: Barrington, Bice, Boggs, Brinkley, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Griffin, Jech, Jolley, Justice, Pittman, Sharp, Shaw, Silk, Sykes, Thompson, Treat, Yen

Nays: Halligan, Loveless, Stanislawski

**HB 1437** – Appropriations

Ayes: Barrington, Bice, Boggs, Brinkley, Brooks, Brown, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Pittman, Sharp, Shaw, Silk, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

Nays: Dahm

**HB 1560** – Appropriations

Ayes: Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Newberry, Pittman, Quinn, Sharp, Shaw, Silk, Stanislawski, Sykes, Thompson, Treat, Yen

**HB 1566** – Appropriations

Ayes: Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Newberry, Pittman, Quinn, Sharp, Shaw, Silk, Standridge, Stanislawski, Sykes, Thompson, Treat, Yen

**HB 1568** – Appropriations

Ayes: Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Newberry, Pittman, Quinn, Sharp, Shaw, Silk, Standridge, Stanislawski, Thompson, Treat, Yen

Nays: Brown, Dahm, Sykes

**CS for HB 1614** – Energy

Ayes: Bass, Brinkley, Crain, Fields, Griffin, Jolley, Justice, Loveless, Marlatt, Sparks, Standridge, Treat, Wyrick

Nays: Shortey

**CS for HB 1684** – Appropriations, coauthored by Floyd, and coauthored by Griffith

Ayes: Allen, Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Marlatt, Pittman, Quinn, Shaw, Silk, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

**HB 1687** – Appropriations

Ayes: Allen, Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Pittman, Quinn, Shaw, Silk, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

**HB 1717** – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brown, David, Fields, Floyd, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Marlatt, Pittman, Quinn, Shaw, Silk, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

Nays: Dahm

**CS for HB 1732** – Appropriations

Ayes: Allen, Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Jolley, Justice, Loveless, Marlatt, Pittman, Quinn, Sharp, Silk, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Yen

Nays: Halligan, Wyrick

**HB 1748** – Appropriations, coauthored by Loveless

Ayes: Barrington, Bass, Bice, Brecheen, Brinkley, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jolley, Justice, Loveless, Marlatt, Pittman, Quinn, Sharp, Silk, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

**CS for HB 1826** – Energy

Ayes: Bass, Crain, Fields, Griffin, Jolley, Justice, Marlatt, Shortey, Sparks, Standridge, Treat, Wyrick

**CS for HB 1890** – Business and Commerce

Ayes: Bice, Halligan, Newberry, Silk, Yen

Nays: Dahm, Wyrick

**CS for HB 2128** – Business and Commerce

Ayes: Bice, Halligan, Newberry, Yen

Nays: Dahm, Silk, Wyrick

**HB 2157** – Appropriations

Ayes: Barrington, Bass, Bice, Brinkley, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jolley, Justice, Loveless, Marlatt, Pittman, Quinn, Sharp, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick, Yen

Nays: Brecheen, Silk, Sykes

**HB 2168** – Business and Commerce

Ayes: Bice, Dahm, Halligan, Newberry, Silk, Wyrick, Yen

**COMMITTEE REPORTS**

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

DO PASS:

**HB 1728** – Energy

Ayes: Bass, Crain, Fields, Griffin, Jolley, Justice, Marlatt, Shortey, Sparks, Standridge, Treat, Wyrick

DO PASS, As Amended:

**HB 1116** – Energy, coauthored by Sparks

Ayes: Bass, Brinkley, Crain, Fields, Griffin, Jolley, Justice, Loveless, Marlatt, Shortey, Sparks, Standridge, Treat, Wyrick

**FIRST READING**

The following was introduced and read the first time:

**SR 23** – By Dahm.

A Resolution declaring April 13-17, 2015, as County Government Week in Oklahoma.

**CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**HB 1074** - Coauthored by Floyd

**HB 1116** - Coauthored by Sparks

**HB 1684** - Coauthored by Griffith

Coauthored by Floyd

**HB 1747** - Coauthored by Justice

**HB 1748** - Coauthored by Loveless  
**HB 2178** - Coauthored by Marlatt  
**HCR 1005** - Coauthored by Hall  
Coauthored by Mulready

**MESSAGE FROM THE GOVERNOR**

Advising her approval April 1, 2015, of Enrolled **SB 262**.

Pursuant to the Schulz motion, the Senate adjourned at 3:40 p.m. to meet Monday, April 6, 2015, at 1:30 p.m.