

Senate Journal

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

Eleventh Legislative Day, Wednesday, February 17, 2016

The Senate was called to order by Senator Brooks.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—47.

Excused: Fry.—1.

Senator Brooks declared a quorum present.

The prayer was offered by Pastor Wally Johnson, First Presbyterian Church of Sapulpa, Sapulpa, the guest of Senator Bingman.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 14, 1021, 1022 and 1135 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 44 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CHANGE IN COMMITTEE ASSIGNMENTS

SB 1327 – Withdrawn from Judiciary and referred to Appropriations

SB 1561 – Withdrawn from Public Safety and Appropriations and referred to Appropriations

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Dahm asked unanimous consent to refer **SCR 34** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 34 by Mazzei et al of the Senate and Strohm et al of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 34**, which was the order.

SCR 34 was adopted upon motion of Senator Dahm and referred for engrossment.

GENERAL ORDER

SB 260 by Sharp of the Senate and Moore of the House was called up for consideration.

Senator Sharp moved to amend **SB 260**, 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 Sharp moved that **SB 260** be advanced, which motion was declared adopted.

THIRD READING

SB 260 was read for the third time at length.

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

Aye: Barrington, Bice, Bingman, Boggs, Brooks, Brown, Crain, Dossett, Fields, Floyd, Ford, Garrison, Halligan, Holt, Jech, Justice, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Thompson, Treat and Yen.--29.

Nay: Allen, Bass, Brecheen, Dahm, David, Griffin, Jolley, Marlatt, Matthews, Mazzei, Newberry, Silk, Smalley and Sykes.--14.

Excused: Anderson, Fry, Loveless, Schulz and Wyrick.--5.

The bill passed.

SB 260 was referred for engrossment.

GENERAL ORDER

SB 979 by Barrington of the Senate and Johnson of the House was called up for consideration.

Senator Barrington moved that **SB 979** be advanced, which motion was declared adopted.

THIRD READING

SB 979 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, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--43.

Excused: Anderson, Fry, Loveless, Schulz and Wyrick.--5.

The bill and emergency passed.

SB 979 was referred for engrossment.

GENERAL ORDER

SB 982 by Stanislawski of the Senate and Wright of the House was called up for consideration.

Senator Stanislawski moved that **SB 982** be advanced, which motion was declared adopted.

THIRD READING

SB 982 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, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--44.

Excused: Anderson, Fry, Loveless and Schulz.--4.

The bill and emergency passed.

SB 982 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1581, 2258, 2271, 2315, 2407, 2409, 2411, 2412, 2416, 2603 and 2621.**

HB 1581 – By Park of the House and Treat of the Senate.

An Act relating to public finance; requiring state agencies to file certain documentation with the Director of the Office of Management and Enterprise Services; requiring the Director to post information on certain website; providing for codification; and providing an effective date.

HB 2258 – By McDaniel (Randy) of the House and Smalley of the Senate.

An Act relating to state government; amending 74 O.S. 2011, Section 942, which relates to the Oklahoma State Pension Commission; modifying provisions related to reports and analysis of certain financial performance; and providing an effective date.

HB 2271 – By Nollan of the House and Ford of the Senate.

An Act relating to elections; creating the Military Privacy Protection Act; amending 26 O.S. 2011, Section 4-115.2, which relates to address confidentiality; adding military to protected class status; providing for noncodification; and providing an effective date.

HB 2315 – By Nollan of the House and Sharp of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 5-190, which relates to instruction and continuing education of school district treasurers and encumbrance clerks; authorizing instruction completed within certain period prior to employment to count toward certain requirement; and declaring an emergency.

HB 2407 – By Faught of the House and Fry of the Senate.

An Act relating to state government; amending 74 O.S. 2011, Section 85.55, which relates to the Oklahoma State Recycling and Recycled Materials Procurement Act; removing requirement for Director of Central Services to coordinate and report certain information; and providing an effective date.

HB 2409 – By Faught of the House and Dahm of the Senate.

An Act relating to sunset; amending 11 O.S. 2011, Section 51-104, as last amended by Section 7, Chapter 15, O.S.L. 2013 (11 O.S. Supp. 2015, Section 51-104), which relates to the Public Employees Relations Board; re-creating the Board; and modifying termination date.

HB 2411 – By Faught of the House and Dahm of the Senate.

An Act relating to sunset; amending 59 O.S. 2011, Section 1000.2, as amended by Section 2, Chapter 332, O.S.L. 2013 (59 O.S. Supp. 2015, Section 1000.2), which relates to the Construction Industries Board; re-creating the Board; and modifying termination date.

HB 2412 – By Faught of the House and Dahm of the Senate.

An Act relating to sunset; amending 59 O.S. 2011, Section 582, as amended by Section 1, Chapter 65, O.S.L. 2012 (59 O.S. Supp. 2015, Section 582), which relates to the Board of Examiners in Optometry; re-creating the Board; and modifying termination date.

HB 2416 – By Faught of the House and Dahm of the Senate.

An Act relating to sunset; amending 20 O.S. 2011, Section 1501, as amended by Section 1, Chapter 56, O.S.L. 2012 (20 O.S. Supp. 2015, Section 1501), which relates to the State Board of Examiners of Certified Shorthand Reporters; re-creating the Board; and modifying termination date.

HB 2603 – By Ritze of the House and Standridge of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2011, Section 491, which relates to the practice of medicine without a license; modifying licensing provisions; and providing an effective date.

HB 2621 – By Osborn and Cleveland of the House and Justice of the Senate.

An Act relating to children; amending 10A O.S. 2011, Sections 1-4-204 and 1-7-107, which relate to custody and placement of siblings in foster care; providing exception for placing siblings in the same home; allowing separate placement for siblings in specified circumstances; and providing an effective date.

The above-numbered measures were read the first time.

Senator Treat moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, February 18, 2016, at 9:30 a.m., which motion prevailed.

COMMITTEE REPORTS

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

DO PASS:

SB 896 – Rules

Ayes: Bass, Dahm, David, Fields, Floyd, Garrison, Griffin, Justice, Simpson, Standridge, Sykes

SB 1246 – Rules

Ayes: Bass, Bingman, Dahm, David, Fields, Floyd, Garrison, Griffin, Jolley, Justice, Simpson, Standridge, Sykes, Treat

SB 1408 – Rules

Ayes: Bass, Bingman, Dahm, David, Fields, Garrison, Griffin, Jolley, Justice, Simpson, Standridge, Sykes, Treat
Nays: Floyd

DO PASS, As Amended:

CS for SB 6 – Appropriations

Ayes: Barrington, Bice, Boggs, Brooks, Crain, Dossett, Fields, Floyd, Ford, Halligan, Jech, Jolley, Justice, Loveless, Paddack, Quinn, Shaw, Silk, Simpson, Smalley, Stanislawski, Thompson, Treat
Nays: Dahm, Newberry, Sykes, Yen

SB 877 – Appropriations

Ayes: Anderson, Barrington, Bice, Boggs, Brooks, Crain, Dahm, Dossett, Fields, Floyd, Ford, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Newberry, Paddack, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

SB 923 – Appropriations

Ayes: Allen, Anderson, Barrington, Bice, Boggs, Brecheen, Brooks, Dahm, Dossett, Fields, Floyd, Ford, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Newberry, Paddack, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen
Nays: Crain

SB 936 – Appropriations

Ayes: Allen, Anderson, Barrington, Bice, Boggs, Brecheen, Brooks, Crain, Dahm, Dossett, Fields, Floyd, Ford, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Newberry, Paddack, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

SB 940 – Appropriations

Ayes: Allen, Anderson, Barrington, Bice, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Matthews, Newberry, Paddack, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

SB 946 – Appropriations

Ayes: Allen, Anderson, Barrington, Bice, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Matthews, Newberry, Paddack, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Yen

Nays: Quinn, Wyrick

SB 953 – Appropriations

Ayes: Barrington, Boggs, Brecheen, Brooks, Dossett, Fields, Floyd, Ford, Griffin, Halligan, Jolley, Justice, Loveless, Matthews, Paddack, Sharp, Shaw, Simpson, Smalley, Standridge, Thompson, Treat, Wyrick, Yen

Nays: Allen, Anderson, Bice, Crain, Dahm, David, Jech, Newberry, Quinn, Silk, Stanislawski

SB 955 – Appropriations

Ayes: Anderson, Barrington, Bice, Boggs, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Matthews, Newberry, Paddack, Quinn, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Thompson, Wyrick, Yen

Nays: Allen, Bass, Brecheen, Garrison, Silk, Treat

SB 961 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Holt, Jech, Justice, Loveless, Matthews, Paddack, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Wyrick

Nays: Newberry, Quinn, Thompson

SB 965 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Matthews, Newberry, Paddack, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Thompson, Treat, Wyrick, Yen

SB 1000 – Appropriations

Ayes: Barrington, Bass, Boggs, Brooks, Crain, David, Ford, Jolley, Justice, Loveless, Paddack, Quinn, Sharp, Shaw, Silk, Simpson, Standridge, Stanislawski, Thompson, Treat, Yen

Nays: Allen, Anderson, Bice, Brecheen, Brown, Dahm, Dossett, Fields, Floyd, Garrison, Griffin, Halligan, Jech, Matthews, Newberry, Smalley, Sparks, Sykes, Wyrick

SB 1016 – Rules

Ayes: Bass, Bingman, Dahm, David, Fields, Floyd, Garrison, Jolley, Justice, Simpson, Standridge, Sykes

SB 1030 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

CS for SB 1038 – Appropriations

Ayes: Allen, Anderson, Barrington, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Wyrick, Yen

Nays: Bass

SB 1098 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Yen

CS for SB 1108 – Rules

Ayes: Bass, Bingman, Dahm, David, Fields, Floyd, Garrison, Griffin, Jolley, Justice, Simpson, Standridge, Sykes, Treat

SB 1128 – Appropriations

Ayes: Anderson, Barrington, Bice, Boggs, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Garrison, Griffin, Halligan, Jech, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Wyrick, Yen

Nays: Bass

CS for SB 1130 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Griffin, Halligan, Jech, Justice, Loveless, Newberry, Quinn, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson

Nays: Dossett, Floyd, Garrison, Matthews, Paddack, Pittman, Sharp, Sparks, Wyrick

CS for SB 1141 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Wyrick

SB 1164 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Wyrick

Nays: Dahm, Silk, Sykes

CS for SB 1198 – Appropriations

Ayes: Allen, Anderson, Barrington, Bice, Boggs, Brooks, Brown, Crain, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Matthews, Newberry, Paddack, Quinn, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Thompson, Treat, Yen

Nays: Bass, Brecheen, Dahm, David, Silk, Smalley, Sykes, Wyrick

SB 1199 – Appropriations

Ayes: Allen, Anderson, Barrington, Bice, Boggs, Brooks, Brown, Crain, Dossett, Fields, Floyd, Ford, Garrison, Halligan, Jech, Jolley, Justice, Loveless, Matthews, Newberry, Paddack, Quinn, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Thompson, Treat, Yen

Nays: Bass, Brecheen, Dahm, David, Griffin, Silk, Smalley, Sykes, Wyrick

SB 1353 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Wyrick

SB 1507 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Wyrick

SB 1535 – Appropriations

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Jech, Justice, Loveless, Matthews, Newberry, Paddack, Pittman, Quinn, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Wyrick

SJR 44 – Rules

Ayes: Bass, Bingman, Dahm, David, Fields, Floyd, Garrison, Griffin, Jolley, Justice, Simpson, Standridge, Sykes, Treat

SJR 63 – Rules

Ayes: Bass, Bingman, Dahm, David, Fields, Floyd, Garrison, Griffin, Jolley, Justice, Simpson, Standridge, Sykes, Treat

CS for SJR 64 – Rules

Ayes: Bingman, Dahm, David, Fields, Garrison, Griffin, Jolley, Justice, Marlatt, Simpson, Standridge, Sykes, Treat
Nays: Bass, Floyd

SJR 65 – Rules

Ayes: Bingman, Dahm, David, Fields, Griffin, Jolley, Justice, Marlatt, Simpson, Standridge, Sykes, Treat
Nays: Bass, Floyd, Garrison

CS for SJR 68 – Rules

Ayes: Bingman, Dahm, David, Fields, Floyd, Griffin, Jolley, Justice, Marlatt, Simpson, Standridge, Treat
Nays: Bass, Garrison, Sykes

SJR 72 – Rules

Ayes: Bingman, Dahm, David, Fields, Garrison, Griffin, Jolley, Justice, Marlatt, Simpson, Standridge, Sykes, Treat
Nays: Bass, Floyd

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

- SB 877** - Coauthored by Kannady
- SB 929** - Coauthored by Wood (principal House author)
- SB 1105** - Coauthored by Coody (Ann) (principal House author)
- SB 1132** - Coauthored by Echols (principal House author)
- SB 1246** - Coauthored by Echols (principal House author)
- SB 1340** - Coauthored by Derby (principal House author)
- SB 1430** - Coauthored by Russ (principal House author)
- SB 1541** - Coauthored by Enns (principal House author)
- SJR 72** - Coauthored by Brecheen

Pursuant to the Treat motion, the Senate adjourned at 2:50 p.m. to meet Wednesday, February 17, 2016, at 9:30 a.m.