

# Senate Journal

## Second Regular Session of the Fifty-fifth Legislature of the State of Oklahoma Twelfth Legislative Day, Thursday, February 18, 2016

The Senate was called to order by Senator Ford.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Griffin, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—42.

Excused: Fry, Garrison, Halligan, Holt, Jech and Smalley.—6.

Senator Ford 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 260, 979 and 982 and SCR 34** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

### MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 2371, 2435, 2436, 2488, 2497, 2500, 2518, 2602, 2624, 2627 and 2729**.

**HB 2371** – By Coody (Ann) of the House and Barrington of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 6-182, as last amended by Section 9, Chapter 124, O.S.L. 2014 (70 O.S. Supp. 2015, Section 6-182), which relates to the Oklahoma Teacher Preparation Act definitions; modifying definition of a mentor teacher; providing an effective date; and declaring an emergency.

**HB 2435** – By Lepak of the House and Quinn of the Senate.

An Act relating to state government; amending 74 O.S. 2011, Section 500.3, as amended by Section 2, Chapter 109, O.S.L. 2014 (74 O.S. Supp. 2015, Section 500.3), which relates to the State Travel Reimbursement Act; modifying limitations on reimbursement of claims and vouchers for travel; and providing an effective date.

**HB 2436** – By Biggs and McBride of the House and Justice of the Senate.

An Act relating to counties and county officers; creating the County Emergency Registration Act; defining terms; authorizing board of county commissioners to require registration of certain contractors; providing for penalty; authorizing county to employ personnel and procure supplies; providing for roofer contractor registration; providing for refusal to register based on certain determinations; providing for notice to applicant upon denial of registration; providing for certain classification made by county; providing for fees; providing for exceptions; providing for codification; and providing an effective date.

**HB 2488** – By Walker, Sherrer and Hoskin of the House and Simpson of the Senate.

An Act relating to soldiers and sailors; amending 72 O.S. 2011, Section 48.2, which relates to extension of professional license during active duty; increasing extension of certain licenses during active duty; increasing time period to request renewal; and providing an effective date.

**HB 2497** – By Banz and Faught of the House and Fry of the Senate.

An Act relating to capital and capitol buildings; naming the Oklahoma Department of Veterans Affairs Building; providing for codification; and providing an effective date.

**HB 2500** – By Pfeiffer of the House and Justice of the Senate.

An Act relating to environment and natural resources; authorizing the Department of Environmental Quality to contract with certain entities for specified purposes; providing for codification; providing an effective date; and declaring an emergency.

**HB 2518** – By Grau, Scott and Sherrer of the House and Dahm of the Senate.

An Act relating to definitions and general provisions; amending Section 4, Chapter 238, O.S.L. 2014 (25 O.S. Supp. 2015, Section 2004), which relates to written consent required prior to medical treatment of minors; providing for exception if emergency exists and surgery is necessary for treatment of illness; providing for exception if emergency exists, surgery is necessary and effort has been made to contact other adult authorized by law to consent on behalf of minor; and providing an effective date.

**HB 2602** – By Ritze and Calvey of the House and Newberry of the Senate.

An Act relating to public health and safety; amending Section 3, Chapter 82, O.S.L. 2014 (63 O.S. Supp. 2015, Section 3162), which relates to the Medical Treatment Laws Information Act; updating statutory references; defining certain individuals required to observe online presentation; providing that certified reading of brochure and observation of online presentation requirements apply to certain licenses; and declaring an emergency.

**HB 2624** – By Osborn of the House and Justice of the Senate.

An Act relating to scrap metal dealers; amending 59 O.S. 2011, Section 1423, as amended by Section 3, Chapter 230, O.S.L. 2013, and as renumbered by Section 5, Chapter 18, O.S.L. 2014 (2 O.S. Supp. 2015, Section 11-92), which relates to the Oklahoma Scrap Metal Dealers Act; modifying information required to sell vehicle to scrap metal dealer; amending 47 O.S. 2011, Section 1105, as amended by Section 1, Chapter 158, O.S.L. 2012 (47 O.S. Supp. 2015, Section 1105), which relates to the Oklahoma Vehicle License and Registration Act; modifying transfer of title for certain vehicles; and providing an effective date.

**HB 2627** – By Osborn of the House and Crain of the Senate.

An Act relating to professions and occupations; amending Section 11, Chapter 229, O.S.L. 2015, Section 6, Chapter 270, O.S.L. 2012, as last amended by Section 16, Chapter 229, O.S.L. 2015, 59 O.S. 2011, Sections 328.29a, as last amended by Section 17, Chapter 229, O.S.L. 2015, 328.32, as last amended by Section 20, Chapter 229, O.S.L. 2015, 328.33, as amended by Section 13, Chapter 405, O.S.L. 2013 and Section 328.39 (59 O.S. Supp. 2015, Sections 328.23b, 328.28a, 328.29a, 328.32 and 328.33), which relate to the State Dental Act; providing certain eligibility for retired volunteer license; permitting Board of Dentistry to deny license for certain reasons; removing certain requirements relating to applicants; providing for certain acts in which penalties may be imposed on certain licensees or in which applicant may be denied certain license; permitting review panel to suspend certain license if emergency action is required; providing that certain applicant may be denied for having certain actions reported to databank; adding certain act of certain licensee for which penalties may be imposed or for which license may be denied; and providing an effective date.

**HB 2729** – By Coody (Ann) of the House and Barrington of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 1210.523, as last amended by Section 26, Chapter 4, O.S.L. 2014 (70 O.S. Supp. 2015, Section 1210.523), which relates to end-of-instruction criterion-referenced tests; adding an alternative method for demonstrating mastery of state academic content standards for certain students; directing the State Board of Education to determine the subject areas for each test; requiring certain rules to provide for including certain students in the number used to calculate school grades; providing an effective date; and declaring an emergency.

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 Monday, February 22, 2016, 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 907** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Matthews, Paddack, Shaw

**SB 913** – Public Safety

Ayes: Barrington, Brecheen, Brooks, David, Ford, Matthews, Paddack, Shaw

**SB 954** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Matthews, Paddack, Shaw

**SB 1058** – Public Safety

Ayes: Barrington, Brecheen, Brooks, David, Ford, Matthews, Paddack, Shaw

**SB 1159** – Public Safety

Ayes: Barrington, Brecheen, Brooks, David, Ford, Matthews, Paddack, Shaw

**SB 1185** – Public Safety

Ayes: Barrington, Brecheen, Brooks, David, Ford, Matthews, Paddack, Shaw

**SB 1221** – Energy

Ayes: Allen, Fields, Griffin, Jolley, Justice, Marlatt, Sparks, Standridge, Treat, Wyrick

**SB 1297** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Matthews, Paddack, Shaw

**SB 1331** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Yen

**SB 1381** – Public Safety

Ayes: Barrington, Brecheen, Brooks, David, Ford, Matthews, Paddack, Shaw

**SB 1456** – Business and Commerce

Ayes: Bice, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

Nays: Dahm

**SB 1503** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Matthews, Paddack, Shaw

DO PASS, As Amended:

**CS for SB 200** – Business and Commerce

Ayes: Bice, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

Nays: Dahm

**CS for SB 481** – Insurance

Ayes: Bass, Brown, Quinn, Sparks, Stanislawski

**SB 944** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

**CS for SB 976** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

**CS for SB 1017** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

**CS for SB 1027** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Matthews, Paddack, Shaw

**SB 1122** – Energy

Ayes: Allen, Crain, Fields, Griffin, Jolley, Marlatt, Standridge, Wyrick

**SB 1123** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Thompson, Wyrick, Yen

Nays: Silk

**CS for SB 1144** – Public Safety

Ayes: Barrington, Brecheen, Brooks, David, Ford, Matthews, Paddack, Shaw

**SB 1162** – Energy

Ayes: Allen, Fields, Griffin, Jolley, Marlatt, Sparks, Standridge, Wyrick

Nays: Crain

**CS for SB 1314** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Yen

Nays: Wyrick

**CS for SB 1374** – Insurance

Ayes: Brown, Quinn, Sparks, Stanislawski

**SB 1395** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Yen

**CS for SB 1396** – Business and Commerce

Ayes: Bice, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

Nays: Dahm

**SB 1409** – Insurance

Ayes: Bass, Brown, Quinn, Sparks, Stanislawski

**SB 1414** – Energy

Ayes: Allen, Crain, Fields, Griffin, Jolley, Marlatt, Sparks, Standridge

**CS for SB 1488** – Insurance

Ayes: Bass, Brown, Quinn, Sparks, Stanislawski

**SB 1530** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

**CS for SB 1556** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

**CS for HB 1458** – Business and Commerce

Ayes: Bice, Dahm, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

**COMMITTEE REPORTS**

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

DO PASS, As Amended:

**SB 1139** – Energy

Ayes: Allen, Crain, Fields, Griffin, Jolley, Marlatt, Sparks, Standridge

**CS for SB 1240** – Public Safety

Ayes: Barrington, Brooks, David, Ford, Matthews, Paddack, Shaw

Nays: Brecheen

**CS for SB 1281** – Energy

Ayes: Allen, Crain, Fields, Griffin, Jolley, Justice, Marlatt, Standridge, Treat, Wyrick

**SB 1307** – Insurance

Ayes: Bass, Brown, Quinn, Sparks, Stanislawski

**CS for SB 1362** – Public Safety

Ayes: Barrington, Brooks, Ford, Matthews, Paddack, Shaw

Nays: Brecheen

**SB 1466** – Insurance

Ayes: Brown, Quinn, Sparks, Stanislawski

**SB 1491** – Public Safety

Ayes: Barrington, Brecheen, Brooks, David, Ford, Matthews, Paddack, Shaw

**CS for SB 1551** – Insurance

Ayes: Bass, Brown, Quinn, Sparks, Stanislawski

**SECOND READING**

The following was read for the second time and referred to committee as indicated:

**SB 1570** – Joint Committee on Appropriations and Budget

**CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

- SB 884** - Coauthored by Cox (principal House author)
- SB 942** - Coauthored by Pfeiffer (principal House author)
- SB 946** - Coauthored by Peterson (principal House author)
- SB 1122** - Coauthored by Calvey (principal House author)
- SB 1162** - Coauthored by Murdock (principal House author)
- SB 1202** - Coauthored by Barrington
- SB 1240** - Coauthored by Watson (principal House author)
- SB 1248** - Coauthored by Echols (principal House author)
- SB 1363** - Remove as author Senator David; authored by Loveless
- SB 1488** - Coauthored by Mulready (principal House author)
- SB 1491** - Coauthored by Justice
  - Coauthored by David
  - Coauthored by Ford
  - Coauthored by Griffin

Pursuant to the Schulz motion, the Senate adjourned at 10:25 a.m. to meet Monday, February 22, 2016, at 1:30 p.m.