

Senate Journal

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

Nineteenth Legislative Day, Wednesday, March 2, 2016

The Senate was called to order by Senator David.

Roll Call:

Present: 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.—46.

Excused: Allen and Fry.—2.

Senator David declared a quorum present.

The prayer was offered by Tony “Mac” McMullen, Free in Christ Ministries, Coweta, the guest of Senator Brown.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 481, 890, 893, 913, 954, 976, 1012, 1017, 1036, 1038, 1085, 1127, 1128, 1141, 1147, 1148, 1159, 1193, 1214, 1239, 1245, 1270, 1308, 1329, 1331, 1353, 1370 and 1390 and **SJR 68** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 901 by Garrison of the Senate and Rousselot of the House was called up for consideration.

Senator Garrison asked unanimous consent, which was granted, to suspend Senate Rule 8-23 as it pertains to **SB 901**.

Senator Garrison moved to amend **SB 901**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Garrison moved that **SB 901** be advanced, which motion was declared adopted.

THIRD READING

SB 901 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, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--38.

Excused: Allen, Anderson, Bass, Brown, Crain, Fry, Marlatt, Pittman, Shortey and Silk.--10.

The bill passed.

SB 901 was referred for engrossment.

GENERAL ORDER

SB 1223 by Garrison of the Senate and Rousselot of the House was called up for consideration.

Senator Garrison moved that **SB 1223** be advanced, which motion was declared adopted.

THIRD READING

SB 1223 was read for the third time at length.

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

Aye: Barrington, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Jech, Justice, Loveless, Matthews, Paddack, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Thompson, Wyrick and Yen.--29.

Nay: Bice, Dahm, David, Holt, Jolley, Mazzei, Newberry, Silk, Standridge, Stanislawski, Sykes and Treat.--12.

Excused: Allen, Anderson, Bass, Fry, Marlatt, Pittman and Shortey.--7.

The bill passed.

SB 1223 was referred for engrossment.

GENERAL ORDER

SB 1170 by Ford et al of the Senate and Casey et al of the House was called up for consideration.

Senator Ford moved to amend **SB 1170**, 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 Ford moved that **SB 1170** be advanced, which motion was declared adopted.

THIRD READING

SB 1170 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, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--41.

Excused: Allen, Anderson, Bass, Fry, Marlatt, Pittman and Shortey.--7.

The bill passed.

SB 1170 was referred for engrossment.

GENERAL ORDER

SB 1251 by Ford of the Senate and Caldwell of the House was called up for consideration.

Senator Ford moved that **SB 1251** be advanced, which motion was declared adopted.

THIRD READING

SB 1251 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, Crain, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Justice, Matthews, Mazzei, Paddack, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Wyrick and Yen.--32.

Nay: Brecheen, Brown, Dahm, Jolley, Loveless, Newberry, Silk, Sykes and Treat.--9.

Excused: Allen, Anderson, Bass, Fry, Marlatt, Pittman and Shortey.--7.

The bill passed.

SB 1251 was referred for engrossment.

GENERAL ORDER

SB 1287 by Griffin of the Senate and Jordan of the House was called up for consideration.

Senator Griffin moved that **SB 1287** be advanced, which motion was declared adopted.

THIRD READING

SB 1287 was read for the third time at length.

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

Aye: 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, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Allen, Anderson, Fry, Pittman and Shortey.--5.

The bill passed.

SB 1287 was referred for engrossment.

GENERAL ORDER

SB 1273 by Floyd and David of the Senate and Cockroft of the House was called up for consideration.

Senator Floyd asked unanimous consent, which was granted, to suspend Senate Rule 8-23 as it pertains to **SB 1273**.

Senator Floyd moved to amend **SB 1273**, Page 1, by restoring the title and emergency clause, which amendment was declared adopted.

Senator Floyd moved that **SB 1273** be advanced, which motion was declared adopted.

THIRD READING

SB 1273 was read for the third time at length.

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

Aye: Barrington, Bass, Bice, Bingman, Boggs, Brooks, Brown, Crain, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Justice, Loveless, Marlatt, Matthews, Paddock, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Thompson, Wyrick and Yen.--33.

Nay: Brecheen, Dahm, Jolley, Mazzei, Newberry, Quinn, Silk, Smalley, Sykes and Treat.--10.

Excused: Allen, Anderson, Fry, Pittman and Shortey.--5.

The bill and emergency passed.

SB 1273 was referred for engrossment.

GENERAL ORDER

SB 1274 by Floyd of the Senate and Cockroft of the House was called up for consideration.

Senator Floyd moved that **SB 1274** be advanced, which motion was declared adopted.

THIRD READING

SB 1274 was read for the third time at length.

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

Aye: Barrington, Bass, Bice, Bingman, Boggs, Brooks, Crain, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Justice, Loveless, Marlatt, Matthews, Newberry, Paddack, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--36.

Nay: Brecheen, Brown, Dahm, Jolley, Mazzei, Silk and Sykes.--7.

Excused: Allen, Anderson, Fry, Pittman and Shortey.--5.

The bill passed.

SB 1274 was referred for engrossment.

POINT OF ORDER

Senator Sparks raised a point of order pertaining to **SB 1551**, stating Senate Rule 7-7 (F) (11) states "The vote on a recommendation by the committee to the Senate concerning a legislative measure shall be by recorded roll call and shall require a majority vote of the members of the committee present, which shall not be less than a quorum, for passage."

In addition, Sec. 505, Paragraph 6 of Mason's Legislative Manual regarding procedure on the absence of a quorum, states: "When a vote discloses that there is not a quorum present, the vote is of no effect and the subject of the vote remains exactly as though no vote had been taken".

Because quorum was not present at the time the vote was taken on **SB 1551** in the Senate Appropriations Committee, as is evidenced by the Standing Committee Report on the measure, the vote is of no effect and, therefore, **SB 1551** is not properly on General Order for consideration by the full Senate.

Senator David ruled that pursuant to Section 240 of Mason's Manual of Legislative Procedure, the Presiding Officer is not required to decide any point of order that is not directly presented in the proceedings of the body. Seeing that **SB 1551** is not currently on the Senate Floor Agenda, the Presiding Officer is of the opinion that the Point of Order is not directly presented in the proceedings of the body and a ruling may not be required of the Presiding Officer.

However, as a courtesy to the Democrat Leader, the Chair will exercise her prerogative under Section 244 of Mason's Manual to defer the ruling to give the Presiding Officer an opportunity to look into the precedents and/or reach a decision on the gentleman's point."

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1654, 2248, 2250, 2267, 2268, 2276, 2285, 2304, 2305, 2358, 2370, 2397, 2449, 2450, 2473, 2474, 2482, 2483, 2492, 2519, 2523, 2622, 2703, 2760, 2775, 2776, 2777, 2797, 2965, 2971, 3000 and 3164.**

HB 1654 – By Wallace of the House and Sharp of the Senate.

An Act relating to game and fish; amending 29 O.S. 2011, Section 7-205, as amended by Section 2, Chapter 286, O.S.L. 2013 (29 O.S. Supp. 2015, Section 7-205), which relates to the capture and mutilation of protected wildlife; deleting restrictions on mutilating certain wildlife in certain manner; making it unlawful to waste edible meat of certain game wildlife in a certain manner; providing for certain exceptions; deleting restrictions on abandoning the body of certain wildlife; clarifying language; defining terms; and providing an effective date.

HB 2248 – By Murphey of the House and Sykes of the Senate.

An Act relating to public finance; amending Section 1, Chapter 254, O.S.L. 2015 (68 O.S. Supp. 2015, Section 1354.36), which relates to sales tax levy ballots; modifying certain definition; prohibiting certain interpretation; and providing an effective date.

HB 2250 – By Renegar, Enns, Tadlock and Biggs of the House and Boggs of the Senate.

An Act relating to animal rights charitable organizations; prohibiting the solicitation of contributions intended for out-of-state or for political purposes; defining terms; and providing for codification.

HB 2267 – By Cox, Bennett and Sherrer of the House and Justice of the Senate.

An Act relating to public health and safety; amending 63 O.S. 2011, Sections 3241.2 and 3241.3, as amended by Sections 1 and 2, Chapter 132, O.S.L. 2013 (63 O.S. Supp. 2015, Sections 3241.2 and 3241.3), which relate to the Supplemental Hospital Offset Payment Program Act; updating statutory reference; modifying certain definition; extending termination date of certain fee; and providing an effective date.

HB 2268 – By Sanders and Billy of the House and Justice of the Senate.

An Act relating to roads and bridges; amending 69 O.S. 2011, Section 1698.25, which relates to the Kelly Downing Memorial Highway; modifying memorial highway name; requiring certain reference be made on certain permanent markers; amending 69 O.S. 2011, Section 1698.62, which relates to the Veterans Memorial Highway; modifying designation of certain highway; requiring placement of certain highway markers; designating the President Dwight D. Eisenhower Memorial Highway; designating the Cullison Memorial

Highway; designating the Dr. Herbert Rowland Memorial Bridge; designating the 1st Lt Robert E. Trigalet, USMC Memorial Highway; designating the Army T/Sgt. Yancy B. Kite, KIA WWII, Memorial Highway; designating the Air Force TSgt Eugene S. Bell, MD, POW WWII, Memorial Bridge; designating the MSG Joshua Wheeler, U.S. Army Delta Force, Memorial Highway; designating the J.R. Proctor Memorial Highway; designating the United States Submarine Veterans Memorial Highway; designating the Army PVT Paul Gilbert, KIA WWII, Memorial Highway; designating the CW2 Randy Lee Billings Memorial Highway; providing for codification; and providing an effective date.

HB 2276 – By Denney and Kouplen of the House and Halligan of the Senate.

An Act relating to eminent domain; authorizing property owner to file request for judicial location exception in certain actions; specifying timing for filing reply; directing court to conduct hearing for alternative location; listing factors for court to consider in making a determination; providing for codification; and providing an effective date.

HB 2285 – By Murphey of the House and Dahm of the Senate.

An Act relating to poor persons; repealing 56 O.S. 2011, Section 1010.23, which relates to the Oklahoma Pharmacy Connection Council; and providing an effective date.

HB 2304 – By Kannady of the House and Loveless of the Senate.

An Act relating to property; amending 60 O.S. 2011, Section 833, which relates to the Residential Property Condition Disclosure Act; modifying information contained in property disclaimer and disclosure statements; and providing an effective date.

HB 2305 – By Kannady of the House and Holt of the Senate.

An Act relating to civil procedure; amending Section 2, Chapter 12, 1st Extraordinary Session, O.S.L. 2013 (12 O.S. Supp. 2015, Section 19.1), which relates to affidavits of merit; requiring affidavits of merit in negligence counterclaims and cross-claims; describing contents of affidavit; authorizing time extension to file affidavit; directing claimant to provide opposing party with specified information; providing exemption for indigent claimant; updating citation; and providing an effective date.

HB 2358 – By Watson of the House and Holt of the Senate.

An Act relating to cities and towns; amending 11 O.S. 2011, Sections 22-107.1 and 22-107.2, which relate to licenses or permits for the operation of cable television systems; changing scope of municipal authority from cable television services to video services; deleting certain authorization; making a certificate, license, permit or franchise a bargained contract; providing for a rental payment; limiting amount of rental payment; adding the term franchise; deleting authorization to assign or transfer a certificate, license or permit; allowing a municipality to grant overlapping certificates, licenses, permits or franchises; granting existing holders of a certificate, license, permit or franchise right to adopt certain terms; authorizing a municipality to adopt certain ordinances under certain power; expanding certain limitation; clarifying language; adding a definition; changing authorization to charge a late fee from cable television services to video services; and declaring an emergency.

HB 2370 – By Nollan and Renegar of the House and Fields of the Senate.

An Act relating to public health and safety; amending 63 O.S. 2011, Section 1-508, which relates to animal quarantine; requiring rabies vaccination; providing exemption; and providing an effective date.

HB 2397 – By Dunlap and Sherrer of the House and Sykes of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 2011, Sections 18, as last amended by Section 2, Chapter 397, O.S.L. 2015 and 19, as amended by Section 1, Chapter 178, O.S.L. 2015 (22 O.S. Supp. 2015, Sections 18 and 19), which relate to criminal arrest record expungement qualifications and procedures; adding and modifying expungement categories; deleting and replacing certain designation; and providing an effective date.

HB 2449 – By O'Donnell, Sherrer and Hoskin of the House and Barrington of the Senate.

An Act relating to motor vehicles; requiring certain traffic maneuvering and caution when approaching certain vehicles; amending 47 O.S. 2011, Section 12-227, which relates to restrictions on certain lights on motor vehicles; providing additional exception for flashing lights; providing for codification; and providing an effective date.

HB 2450 – By Leewright, Hoskin, Montgomery and Roberts (Dustin) of the House and Bingman of the Senate.

An Act relating to soldiers and sailors; amending 72 O.S. 2011, Section 6-1, which relates to impersonating members and veterans of the Armed Forces; increasing fine; and providing an effective date.

HB 2473 – By Walker, Sherrer, Hoskin and Faught of the House and Stanislawski of the Senate.

An Act relating to compulsory liability insurance; amending 47 O.S. 2011, Section 7-600.2, which relates to the online verification system; removing requirement to issue citation if no security form is produced; modifying requirement to issue citations; requiring law enforcement officer to access the online verification system if no security verification form is produced; prohibiting issuance of citation if security is established; requiring issuance of citation under certain circumstances; amending 47 O.S. 2011, Section 7-606, as last amended by Section 10, Chapter 54, O.S.L. 2015 (47 O.S. Supp. 2015, Section 7-606), which relates to penalties for failure to maintain and provide proof of insurance or security; removing certain unlawful acts; providing that if an officer obtains certain online verification there shall be no violation of the Compulsory Insurance Law; amending 47 O.S. 2011, Section 7-601.1, which relates to security verification forms; authorizing approval of security verification forms in electronic and paper format; providing an effective date.

HB 2474 – By Peterson, Billy and Sherrer of the House and Griffin of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 6-206, which relates to cancellation, suspension and revocation of driver licenses; permitting certain order by the courts; and providing an effective date.

HB 2482 – By Ownbey, Griffith, Moore, Montgomery, Caldwell, Shelton, Sanders, McDaniel (Randy), Wright, Echols, Roberts (Dustin), Munson and Murdock of the House and Simpson of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2011, Sections 567.7, 567.8, as amended by Section 3, Chapter 228, O.S.L. 2013, 567.12 and 567.17 (59 O.S. Supp. 2015, Section 567.8), which relate to the Oklahoma Nursing Practice Act; establishing certain fees for multistate license; granting power to deny, revoke or suspend multistate privilege to practice nursing; removing certain provisions related to nursing education programs for practical nurses; requiring Executive Director to suspend license of certain licensee upon default from peer assistance program; requiring certain licensee to be disciplined; setting forth terms of Nurse Licensure Compact; providing that nurses practicing under license of state that is a party to compact have same rights and obligations as holder of Oklahoma license; requiring Oklahoma Board of Nursing to take certain action against certain individuals; requiring Board to provide certain information to certain individuals; permitting Board to disclose certain information; permitting Board to receive certain grant funding; providing for codification; and providing an effective date.

HB 2483 – By Ownbey of the House and Simpson of the Senate.

An Act relating to children; amending 10A O.S. 2011, Section 1-4-502, which relates to termination of parental rights; waiving right to jury trial if party fails to appear in person after notice and without good cause; requiring nonjury trial; providing exception; and providing an effective date.

HB 2492 – By Banz of the House and Fry of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 1135.1, which relates to specialty license plates; authorizing Civil Air Patrol vehicles for nonprofit permanent license plates; providing qualification criteria; limiting vehicle uses; providing limitation to permanency upon transfer of vehicle; exempting from certain fees; establishing fee; and providing an effective date.

HB 2519 – By Grau of the House and Stanislawski of the Senate.

An Act relating to county roads; amending 69 O.S. 2011, Section 1503, which relates to county highway funds; authorizing certain expenditures to be used for the removal and disposal of storm debris and dead animal carcasses; and providing an effective date.

HB 2523 – By Casey of the House and Griffin of the Senate.

An Act relating to municipalities; amending 11 O.S. 2011, Section 22-116, which relates to jurisdiction over real property and navigable streams; removing population requirement for jurisdiction; authorizing municipalities to enter into cooperative agreements under certain circumstances; and providing an effective date.

HB 2622 – By Osborn and Scott of the House and Justice of the Senate.

An Act relating to alternative fuels; amending 74 O.S. 2011, Sections 130.14, as renumbered by Section 18, Chapter 328, O.S.L. 2014 and as last amended by Section 2, Chapter 181, O.S.L. 2015, 130.16, as renumbered by Section 20, Chapter 328, O.S.L. 2014 and as last amended by Section 4, Chapter 181, O.S.L. 2015 and 130.17, as renumbered by

Section 21, Chapter 328, O.S.L. 2014 and as last amended by Section 5, Chapter 181, O.S.L. 2015 (40 O.S. Supp. 2015, Sections 142.6, 142.8 and 142.9), which relate to the Alternative Fuels Technician Certification Act; changing selection criteria for certain member of the Committee of Alternative Fuels Technician Examiners; modifying duties of certain officer to the Committee; authorizing the Department of Labor to issue an alternative fuels compression trainee certificate; limiting employment of a trainee; requiring trainee to work under the direct supervision of a certain technician; limiting the number of trainees working with a technician or on a job site; allowing a trainee to engage in certain licensed categories under certain conditions; adding fee for certain certificate and certificate renewal; modifying fee for annual renewal of certain certification; and declaring an emergency.

HB 2703 – By Hall of the House and Holt of the Senate.

An Act relating to public health and safety; amending 63 O.S. 2011, Section 1-323, as amended by Section 1, Chapter 211, O.S.L. 2014 (63 O.S. Supp. 2015, Section 1-323), which relates to vital statistics records; requiring State Registrar to review and authorize certain applicant requesting certain information; requiring certain fee and permitting additional fees; requiring State Department of Health to make certain index available on its website; and providing an effective date.

HB 2760 – By Kirby and Hoskin of the House and Griffin of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 24-155, which relates to concussion information for youth athletes; defining certain terms; requiring State Department of Health to create concussion management section on its website; requiring certain information to be disseminated and acknowledgement to be completed by athlete and parent; requiring certain training by certain individuals; requiring certain individuals to remove athlete from event under certain circumstances; preventing athlete from participating in event until the athlete is permitted to return by health care provider; requiring governing boards to establish minimum penalties; requiring Department to promulgate certain rules; and providing an effective date.

HB 2775 – By McCall of the House and Smalley of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Sections 217, as amended by Section 1, Chapter 274, O.S.L. 2014, 2368 and 2385.3, as last amended by Section 3, Chapter 273, O.S.L. 2014 (68 O.S. Supp. 2015, Sections 217 and 2385.3), which relate to income taxation; modifying time period related to refunds of income tax; modifying period of time related to filing of electronic returns; modifying provisions related to individual income tax returns for fiscal years; modifying due dates with respect to certain income tax returns of business entities; modifying due dates with respect to estates and trusts; requiring reconciliation reports with respect to withholding taxes; providing an effective date; and declaring an emergency.

HB 2776 – By McCall of the House and Smalley of the Senate.

An Act relating to revenue and taxation; repealing 68 O.S. 2011, Sections 50005, 50006, 50007, 50008 and 50009, which relate to the Supernumerary Tax Consultant; and providing an effective date.

HB 2777 – By McCall of the House and Brecheen of the Senate.

An Act relating to game and fish; amending 29 O.S. 2011, Section 3-310, as amended by Section 118, Chapter 304, O.S.L. 2012 (29 O.S. Supp. 2015, Section 3-310), which relates to the Wildlife Diversity Fund; reauthorizing income tax checkoff; and providing an effective date.

HB 2797 – By Coody (Ann), Billy, Peterson, Strohm, Kern, Bennett, Christian, Ritze and Moore of the House and Griffin of the Senate.

An Act relating to schools; creating the Humanity of the Unborn Child Act; affirming public policy of the state; creating certain revolving fund; requiring funds to be expended by State Board of Education for certain purpose; requiring State Department of Education to operate certain program to educate public and students in certain grades; requiring Department to develop certain programs that contain certain criteria; prohibiting certain financings; requiring public schools operating at grade nine or ten to provide certain instruction; requiring public schools to inform parent prior to presentation of certain instruction; permitting schools which have certain program to contract with Oklahoma Department of Career and Technology Education to provide certain information and services; providing for codification; providing for noncodification; and providing an effective date.

HB 2965 – By Nelson of the House and Griffin of the Senate.

An Act relating to children; amending 10A O.S. 2011, Section 1-2-101, as last amended by Section 1, Chapter 186, O.S.L. 2015 (10A O.S. Supp. 2015, Section 1-2-101), which relates to child abuse reporting; prohibiting governing body or entity from interfering with reporting obligation; permitting recovery of damages, costs and fees by specified party; and providing an effective date.

HB 2971 – By Nelson of the House and Treat of the Senate.

An Act relating to children; creating the Child Welfare Review Committee for the Death and Near Death of Children With Disabilities; providing termination date; stating purpose of the Committee; declaring confidentiality of meetings and records; providing for membership; establishing appointment deadline; directing how vacancies should be filled; requiring organizational meeting; providing for selection of officers; setting quorum requirement; specifying meeting frequency; prohibiting compensation and travel reimbursement; providing staff assistance; requiring submission of report by specified deadline; directing redaction of confidential or protected information; amending 10A O.S. 2011, Section 1-6-103, as last amended by Section 4, Chapter 355, O.S.L. 2014 (10A O.S. Supp. 2015, Section 1-6-103), which relates to inspection of records without a court order; authorizing inspection by any Committee member; providing for codification; providing an effective date; and declaring an emergency.

HB 3000 – By Moore, Sherrer and Hoskin of the House and Shaw of the Senate.

An Act relating to roads and bridges; creating the Trail Of Tears Historic Bike Route; providing for costs associated with signage; requiring markers and shoulder lane; making certain requirements contingent on funding; providing for codification; and providing an effective date.

HB 3164 – By Hickman and McDaniel (Randy) of the House and Newberry of the Senate.

An Act relating to labor; amending 40 O.S. 2011, Section 2-404.2, which relates to the Employment Security Act of 1980; modifying work for a limited duration of time; providing for workers to have voluntarily quit work under certain circumstances; and providing an effective date.

The above-numbered measures were read the first time.

Senator Schulz moved that the Senate recess to the Call of the Chair, which motion was declared adopted.

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The Senate reconvened with Senator Ford presiding.

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

GENERAL ORDER

SB 1134 by Simpson of the Senate and Roberts (Dustin) of the House was called up for consideration.

Senator Simpson moved to amend **SB 1134**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Simpson moved that **SB 1134** be advanced, which motion was declared adopted.

THIRD READING

SB 1134 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, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, 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.--43.

Excused: Allen, Anderson, Bass, Fry and Jolley.--5.

The bill passed.

SB 1134 was referred for engrossment.

GENERAL ORDER

SB 953 by Paddack of the Senate and Thomsen of the House was called up for consideration.

Senator Paddack moved that **SB 953** be advanced, which motion was declared adopted.

THIRD READING

SB 953 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, David, Dossett, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Justice, Loveless, Marlatt, Matthews, Paddack, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Stanislawski, Thompson, Treat and Yen.--33.

Nay: Brecheen, Dahm, Jech, Mazzei, Newberry, Quinn, Standridge, Sykes and Wyrick.--9.

Excused: Allen, Anderson, Bass, Fry, Jolley and Pittman.--6.

The bill passed.

SB 953 was referred for engrossment.

GENERAL ORDER

SB 941 by Schulz of the Senate and Ortega of the House was called up for consideration.

Senator Schulz moved that **SB 941** be advanced, which motion was declared adopted.

THIRD READING

SB 941 was read for the third time at length.

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

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

Nay: Floyd, Matthews, Pittman and Sparks.--4.

Excused: Allen, Bass and Fry.--3.

The bill passed.

SB 941 was referred for engrossment.

GENERAL ORDER

SB 1097 by Dahm of the Senate and Murphey of the House was called up for consideration.

Senator Dahm moved to amend **SB 1097**, Page 1, Line 18½, by inserting a new Section 2 to read as follows:

“Section 2. REPEALER 75 O.S. 2011, Section 19, is hereby repealed”; and, renumbering subsequent sections and by amending the title to conform, which amendment was declared adopted.

Senator Dahm moved that **SB 1097** be advanced, which motion was declared adopted.

THIRD READING

SB 1097 was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--38.

Nay: Dossett, Garrison, Matthews, Paddock, Pittman, Sparks and Wyrick.--7.

Excused: Allen, Bass and Fry.--3.

The bill passed.

SB 1097 was referred for engrossment.

GENERAL ORDER

SB 1530 by Dahm of the Senate and Walker of the House was called up for consideration.

Senator Dahm moved to amend **SB 1530**, Page 6, Line 23, by inserting after the period the words "Nothing in this section shall be construed to impose liability on the provider of an interactive computer service as defined in 47 U.S.C. 230(f) (2), or an information service or a telecommunications service as defined in 47 U.S.C. 153, for content provided by another person.", which amendment was declared adopted.

Senator Dahm moved to amend **SB 1530**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Dahm moved that **SB 1530** be advanced, which motion was declared adopted.

THIRD READING

SB 1530 was read for the third time at length.

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

Aye: Anderson, Barrington, 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, Paddock, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--43.

Nay: Shortey and Wyrick.--2.

Excused: Allen, Bass and Fry.--3.

The bill passed.

SB 1530 was referred for engrossment.

GENERAL ORDER

SB 1405 by Newberry of the Senate and Caldwell of the House was called up for consideration.

Senator Newberry moved that **SB 1405** be advanced, which motion was declared adopted.

THIRD READING

SB 1405 was read for the third time at length.

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

Aye: Anderson, Barrington, 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.--45.

Excused: Allen, Bass and Fry.--3.

The bill passed.

SB 1405 was referred for engrossment.

GENERAL ORDER

SB 1430 by Newberry of the Senate and Russ of the House was called up for consideration.

Senator Newberry moved that **SB 1430** be advanced, which motion was declared adopted.

THIRD READING

SB 1430 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, 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.--45.

Excused: Allen, Bass and Fry.--3.

The bill and emergency passed.

SB 1430 was referred for engrossment.

GENERAL ORDER

SB 911 by Sharp of the Senate and Wood of the House was called up for consideration.

Senator Sharp moved to amend **SB 911**, Page 1, by striking the title and the emergency clause, which amendment was declared adopted.

Senator Sharp moved that **SB 911** be advanced, which motion was declared adopted.

THIRD READING

SB 911 was read for the third time at length.

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

Aye: Anderson, Barrington, Bingman, Boggs, Brooks, Brown, Dahm, David, Dossett, Floyd, Ford, Garrison, Halligan, Holt, Jech, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Sparks, Standridge, Stanislawski, Wyrick and Yen.--32.

Nay: Bice, Brecheen, Crain, Fields, Griffin, Jolley, Marlatt, Newberry, Simpson, Smalley, Sykes, Thompson and Treat.--13.

Excused: Allen, Bass and Fry.--3.

The bill passed.

SB 911 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stanislawski moved to reconsider the vote whereby **SB 1535** passed, which motion was declared adopted upon roll call as follows:

Aye: Anderson, Barrington, 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.--45.

Excused: Allen, Bass and Fry.--3.

THIRD READING

Senator Stanislawski moved to reconsider the vote whereby **SB 1535** was advanced, which motion was declared adopted.

GENERAL ORDER

SB 1535 by Stanislawski and Loveless of the Senate and Casey of the House was called up for consideration.

Senator Stanislawski moved to amend **SB 1535**, Page 1, by restoring the title, effective date and emergency clause, which amendment was declared adopted.

Senator Stanislawski moved that **SB 1535** be advanced, which motion was declared adopted.

THIRD READING

SB 1535 was read for the third time at length.

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

Aye: Bice, Bingman, Boggs, Brecheen, Brooks, Brown, 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.--42.

Nay: Anderson, Barrington and Crain.--3.

Excused: Allen, Bass and Fry.--3.

The bill and emergency passed.

SB 1535 was referred for engrossment.

GENERAL ORDER

SB 1493 by Smalley and Matthews of the Senate and Biggs of the House was called up for consideration.

Senator Smalley moved to amend **SB 1493**, Lines 16 and 17, by deleting the word “donate” on Line 16 and inserting in its place the words “enter into agreements for”; and, by deleting the word “to” on Line 17 and inserting in its place the word “with”; and amending the title to conform , which amendment was declared adopted.

Senator Smalley moved that **SB 1493** be advanced, which motion was declared adopted.

THIRD READING

SB 1493 was read for the third time at length.

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

Aye: Anderson, Barrington, 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.--45.

Excused: Allen, Bass and Fry.--3.

The bill passed.

SB 1493 was referred for engrossment.

GENERAL ORDER

SB 44 by Standridge of the Senate and Nelson of the House was called up for consideration.

Senator Standridge asked that **SB 44** be laid over temporarily, which was the order.

SB 44 remains on General Order.

GENERAL ORDER

SB 907 by Barrington of the Senate and ODonnell of the House, previously considered on Page 358, was called up for further consideration.

Senator Barrington moved that **SB 907** be advanced, which motion was declared adopted.

THIRD READING

SB 907 was read for the third time at length.

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

Aye: Anderson, Barrington, 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.--45.

Excused: Allen, Bass and Fry.--3.

The bill passed.

SB 907 was referred for engrossment.

GENERAL ORDER

SB 946 by Barrington of the Senate and Peterson of the House was called up for consideration.

Senator Barrington moved to amend **SB 946**, Page 1, by restoring the title and emergency clause, which amendment was declared adopted.

Senator Barrington moved that **SB 946** be advanced, which motion was declared adopted.

THIRD READING

SB 946 was read for the third time at length.

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

Aye: Anderson, Barrington, 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 and Yen.--44.

Nay: Wyrick.--1.

Excused: Allen, Bass and Fry.--3.

The bill passed.

SB 946 was referred for engrossment.

GENERAL ORDER

SB 44 by Standridge of the Senate and Nelson of the House was called up for further consideration.

Senator Standridge moved that **SB 44** be advanced, which motion was declared adopted.

THIRD READING

SB 44 was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, 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.--44.

Excused: Allen, Bass, David and Fry.--4.

The bill passed.

SB 44 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bill:

SB 1570

The above-numbered measure was referred for enrollment.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, March 3, 2016, at 9:30 a.m., which motion prevailed.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 911 - Coauthored by Pittman

SB 972 - Coauthored by Derby (principal House author)

SB 990 - Coauthored by Dunlap (principal House author)

SB 993 - Coauthored by Pruett (principal House author)

SB 997 - Coauthored by Roberts (Dustin) (principal House author)

SB 1030 - Coauthored by Brumbaugh (principal House author)

SB 1118 - Coauthored by Moore (principal House author)

SB 1170 - Coauthored by Fields

SB 1336 - Coauthored by Fields

SB 1360 - Coauthored by Simpson

SB 1448 - Coauthored by Roberts (Sean) (principal House author)

SB 1552 - Coauthored by Bennett

SJR 64 - Coauthored by Sykes

Pursuant to the Schulz motion, the Senate adjourned at 3:40 p.m. to meet Thursday, March 3, 2016, at 9:30 a.m.