

Senate Journal

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

Thirty-eighth Legislative Day, Thursday, April 7, 2016

The Senate was called to order by Senator Fields.

Roll Call:

Present: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.—5.

Senator Fields declared a quorum present.

The prayer was offered by Father Stuart Crevoure, St. John University Parish, Stillwater, the guest of Senator Halligan.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 1206 and **1567** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SRs 50, 53 and **56** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

INTRODUCTIONS

Senator Mazzei introduced his wife, Noel, and their son, Caleb, to the Senate.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Mazzei asked unanimous consent to refer **SCR 36** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 36 by Mazzei of the Senate and Peterson of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 36**, which was the order.

SCR 36 was adopted upon motion of Senator Mazzei and referred for engrossment.

GENERAL ORDER

HB 2403 by Biggs and Billy of the House and Smalley of the Senate was called up for consideration.

Senator Smalley moved that **HB 2403** be advanced, which motion was declared adopted.

THIRD READING

HB 2403 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

HB 2403 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2349 by Roberts (Dustin) et al of the House and Simpson of the Senate was called up for consideration.

Senator Simpson moved to amend **HB 2349**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 2349** to the engrossed version of the bill.

Senator Simpson moved that **HB 2349** be advanced, which motion was declared adopted.

THIRD READING

HB 2349 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislowski, Sykes, Thompson, Treat, Wyrick and Yen.--42.

Excused: Anderson, Brown, Matthews, Paddack, Shortey and Standridge.--6.

The bill passed.

HB 2349 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2378 by Vaughan of the House and Simpson of the Senate was called up for consideration.

Senator Simpson asked unanimous consent to amend **HB 2378**, Page 1, by restoring the title, which was the order.

The above amendment restores **HB 2378** to the engrossed version of the bill.

Senator Simpson moved that **HB 2378** be advanced, which motion was declared adopted.

THIRD READING

HB 2378 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--42.

Excused: Anderson, Brown, Marlatt, Paddack, Shortey and Standridge.--6.

The bill passed.

HB 2378 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2426 by Kern and Bennett of the House and Allen of the Senate was called up for consideration.

Senator Allen moved that **HB 2426** be advanced, which motion was declared adopted.

THIRD READING

HB 2426 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

HB 2426 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2401 by Biggs of the House and Griffin of the Senate was called up for consideration.

Senator Griffin moved that **HB 2401** be advanced, which motion was declared adopted.

THIRD READING

HB 2401 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

HB 2401 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2484 by Ownbey of the House and Griffin of the Senate was called up for consideration.

Senator Griffin moved that **HB 2484** be advanced, which motion was declared adopted.

THIRD READING

HB 2484 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

HB 2484 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2965 by Nelson of the House and Griffin of the Senate was called up for consideration.

Senator Griffin moved that **HB 2965** be advanced, which motion was declared adopted.

THIRD READING

HB 2965 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislowski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

HB 2965 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2281 by Murphey and Ritze of the House and Dahm of the Senate was called up for consideration.

Senator Dahm moved that **HB 2281** be advanced, which motion was declared adopted.

THIRD READING

HB 2281 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

HB 2281 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2288 by Murphey of the House and Dahm of the Senate was called up for consideration.

Senator Dahm moved that **HB 2288** be advanced, which motion was declared adopted.

THIRD READING

HB 2288 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

HB 2288 was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 2258, 2285, 2413, 2471, 2518, 2526 and 3000.**

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

Advising passage of and returning the following Engrossed bills:

SB 14 - coauthored by Jech, Allen, Shortey and Shaw of the Senate and Bennett and Proctor of the

House

SB 823

SB 1317 - coauthored by Cockroft, Osborn, Sanders, Jordan, Roberts (Sean), Inman, Wood, McCall, Henke and Scott of the House

SB 1370

SB 1371

The above-numbered measures were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 1206 and 1567.**

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

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

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

SB 1123

SB 1273

SB 1274

SB 1357

SB 1374

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 11, 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:

HB 1951 – Energy

Ayes: Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

Nays: Allen

HB 2325 – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Schulz, Shaw

HB 2357 – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

HB 2444 – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

HB 2448 – Public Safety

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

HB 2449 – Public Safety

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

HB 2474 – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Shaw

HB 2546 – Business and Commerce

Ayes: Halligan, Newberry, Sharp, Silk, Thompson, Wyrick, Yen

Nays: Dahm

HB 2571 – Public Safety

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

HB 2626 – Business and Commerce

Ayes: Dahm, Halligan, Newberry, Sharp, Silk, Thompson, Wyrick, Yen

HB 2840 – Business and Commerce

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

HB 2922 – Business and Commerce

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

HB 3116 – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

DO PASS, As Amended:

CS for SB 1573 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Quinn, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

House:

Ayes: Bennett, Billy, Brown, Casey, Coody (A), Cox, Hoskin, Inman, Johnson, Martin, McCullough, McDaniel (R), Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sears, Sherrer, Wright.--21

CS for HB 1549 – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

CS for HB 2253 – Business and Commerce

Ayes: Bice, Halligan, Newberry, Pittman, Thompson, Wyrick, Yen
Nays: Dahm, Silk

HB 2261 – Business and Commerce

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

CS for HB 2304 – Business and Commerce

Ayes: Bice, Halligan, Newberry, Pittman, Silk, Thompson, Wyrick, Yen
Nays: Dahm

HB 2319 – Public Safety

Ayes: Barrington, Brooks, Ford, Holt, Matthews, Shaw
Nays: Brecheen

CS for HB 2380 – Business and Commerce

Ayes: Bice, Halligan, Newberry, Sharp, Silk, Thompson, Yen

HB 2436 – Business and Commerce

Ayes: Halligan, Newberry, Sharp, Thompson, Yen
Nays: Dahm, Silk, Wyrick

HB 2446 – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

CS for HB 2554 – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Schulz, Shaw

HB 2599 – Public Safety

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

HB 2929 – Business and Commerce

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

Nays: Dahm, Silk

CS for HB 3039 – Public Safety

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

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

HB 1581 - Coauthored by Walker

HB 2261 - Coauthored by Billy

HB 2268 - Coauthored by Bennett

HB 2293 - Coauthored by Bennett

HB 2319 - Coauthored by Billy

HB 2320 - Coauthored by Tadlock

HB 2348 - Coauthored by Newell

Coauthored by Montgomery

HB 2398 - Coauthored by Jordan

Coauthored by Sanders

HB 2446 - Coauthored by Fields

HB 2479 - Coauthored by Goodwin

HB 2504 - Coauthored by Sanders

HB 2509 - Coauthored by Hoskin

HB 2555 - Coauthored by Sanders

HB 2637 - Coauthored by Ritze

HB 2715 - Coauthored by McDaniel (Randy)

HB 2751 - Coauthored by Goodwin

HB 2753 - Coauthored by Goodwin

HB 2821 - Coauthored by Echols

Remove as author Senator Halligan; authored by Crain

Coauthored by Halligan

HB 2834 - Coauthored by Moore

Coauthored by Ritze

Coauthored by Roberts (Sean)

Coauthored by Strohm

HB 2835 - Coauthored by Derby

HB 2902 - Coauthored by Biggs

Coauthored by McCullough
HB 2957 - Coauthored by Cockroft
HB 2962 - Coauthored by Martin
HB 2971 - Coauthored by Nollan
HB 3146 - Coauthored by Biggs
Coauthored by Roberts (Sean)
HB 3166 - Coauthored by McCullough
HB 3167 - Coauthored by Ritze
HJR 1062 - Coauthored by Fisher
Coauthored by Biggs

MESSAGES FROM THE GOVERNOR

Advising her approval April 7, 2016, of Enrolled **SBs 791, 963, 976, 1038, 1057, 1091, 1147, 1163, 1179** and **1186**.

Pursuant to the Schulz motion, the Senate adjourned at 10:45 a.m. to meet Monday, April 11, 2016, at 1:30 p.m.

JOURNAL CORRECTION

Wednesday, April 6, 2016, 37th Legislative Day, Page 687, Lines 7 through 12, delete all language and insert the following:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, 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.—48.