

Senate Journal

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

Fiftieth Legislative Day, Thursday, April 28, 2016

The Senate was called to order by Senator Stanislawski.

Roll Call:

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

Excused: Bingman, Brown, Crain, Garrison, Newberry and Silk.—6.

Senator Stanislawski declared a quorum present.

The prayer was offered by Scott Meier, Director of Student Ministries, McFarlin United Methodist Church, Norman, the guest of Senator Sparks.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 1036, 1069, 1149, 1200 and 1318 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

PENDING CONSIDERATION OF HAS

HAs to SB 1218 were concurred in upon motion of Senator Jolley.

SB 1218, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bice, Boggs, Brecheen, Brooks, Dahm, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Loveless, Mazzei, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--33.

Nay: Bass, Dossett, Floyd, Matthews and Sparks.--5.

Excused: Bingman, Brown, Crain, Garrison, Justice, Marlatt, Newberry, Pittman, Silk and Wyrick.--10.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1227 were concurred in upon motion of Senator Jolley.

SB 1227, as amended by the Honorable House, was read at length.

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

Aye: Barrington, Bice, Boggs, Brooks, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jolley, Justice, Schulz, Sharp, Simpson, Stanislawski, Thompson, Treat and Yen.--20.

Nay: Allen, Anderson, Bass, Brecheen, Dahm, Dossett, Floyd, Jech, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Shaw, Shortey, Smalley, Sparks, Standridge and Sykes.--20.

Excused: Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--8.

The bill failed.

Pursuant to Rule 8-32, Senator Jolley served notice that the vote be reconsidered whereby **SB 1227** failed.

PENDING CONSIDERATION OF HAS

HAs to SB 1237 were concurred in upon motion of Senator Jolley.

SB 1237, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bice, Boggs, Brooks, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Standridge, Stanislawski, Thompson, Treat and Yen.--28.

Nay: Bass, Brecheen, Dahm, Dossett, Floyd, Matthews, Mazzei, Pittman, Quinn, Smalley, Sparks and Sykes.--12.

Excused: Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--8.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF JCR

The **JCR** on **HB 3202** was adopted upon motion of Senator Treat.

HB 3202 was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--40.

Excused: Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--8.

The bill and emergency passed.

HB 3202, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF JCR

The **JCR** on **SB 1573** was adopted upon motion of Senator Jolley.

SB 1573 was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--40.

Excused: Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--8.

The bill and emergency passed.

SB 1573 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 896** were concurred in upon motion of Senator Loveless.

SB 896, as amended by the Honorable House, was read at length.

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

Aye: Anderson, Barrington, Bass, Bice, Brecheen, Dahm, David, Dossett, Fields, Floyd, Fry, Griffin, Halligan, Holt, Jech, Jolley, Loveless, Paddack, Pittman, Quinn, Shortey, Simpson, Sparks, Stanislawski, Sykes and Yen.--26.

Nay: Allen, Boggs, Brooks, Ford, Justice, Matthews, Mazzei, Schulz, Sharp, Shaw, Smalley, Standridge, Thompson and Treat.--14.

Excused: Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--8.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 912 were concurred in upon motion of Senator Loveless.

SB 912, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--38.

Nay: Shortey.--1.

Excused: Bice, Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--9.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1257 were concurred in upon motion of Senator Holt.

SB 1257, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Excused: Bice, Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--9.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 874 were concurred in upon motion of Senator Anderson.

SB 874, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Excused: Bice, Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--9.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 949 were concurred in upon motion of Senator Simpson.

SB 949, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Excused: Bice, Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--9.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1239 were concurred in upon motion of Senator Mazzei.

SB 1239, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Excused: Bice, Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--9.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1269 were concurred in upon motion of Senator Yen.

SB 1269, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Brooks, David, Dossett, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Paddack, Quinn, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson and Yen.--29.

Nay: Boggs, Brecheen, Dahm, Floyd, Matthews, Mazzei, Pittman, Schulz, Sykes and Treat.--10.

Excused: Bice, Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--9.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1374 were concurred in upon motion of Senator Treat.

SB 1374, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Excused: Bice, Bingman, Brown, Crain, Garrison, Marlatt, Newberry, Silk and Wyrick.--9.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 1395 were concurred in upon motion of Senator Treat.

SB 1395, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--40.

Excused: Bice, Bingman, Brown, Crain, Garrison, Newberry, Silk and Wyrick.--8.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 933 were concurred in upon motion of Senator Thompson.

SB 933, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--40.

Excused: Bice, Bingman, Brown, Crain, Garrison, Newberry, Silk and Wyrick.--8.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 936 were concurred in upon motion of Senator Thompson.

SB 936, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--40.

Excused: Bice, Bingman, Brown, Crain, Garrison, Newberry, Silk and Wyrick.--8.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 983 were concurred in upon motion of Senator Thompson.

SB 983, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Boggs, Brooks, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Jech, Justice, Loveless, Marlatt, Matthews, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Thompson, Treat and Yen.--30.

Nay: Brecheen, Dahm, David, Holt, Jolley, Mazzei, Shortey, Stanislawski and Sykes.--9.

Excused: Bass, Bice, Bingman, Brown, Crain, Garrison, Newberry, Silk and Wyrick.--9.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 959 were concurred in upon motion of Senator Paddack.

SB 959, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--38.

Excused: Bass, Bice, Bingman, Brown, Crain, Garrison, Matthews, Newberry, Silk and Wyrick.--10.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 965 were concurred in upon motion of Senator Paddack.

SB 965, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--38.

Excused: Bass, Bice, Bingman, Brown, Crain, Garrison, Newberry, Shortey, Silk and Wyrick.--10.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SBs 1070 and 1329 were rejected upon motion of Senator Schulz, conference requested, and Senate conferees to be named later.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 2603 and 2962**.

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 1036, 1069, 1149, 1200 and 1318**.

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

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1036, 1302, 2042, 2268, 2280, 2282, 2431, 2483, 2535, 2621, 2742, 2996 and 3104**.

Advising rejection of **SAs** to the following bill, requesting conference and naming House Conference Committee on:

HB 2821 - GCCA

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 359 - GCCA

SB 683 - Conference Committee on Rules

SB 902 - Conference Committee on Children, Youth and Family Services

SB 1123 - Conference Committee on Economic Development, Commerce and Real

Estate

SB 1135 - GCCA

SB 1144 - GCCA

SB 1156 - Conference Committee on County and Municipal Government

SB 1164 - Conference Committee on Public Health

SB 1211 - Conference Committee on Children, Youth and Family Services

SB 1250 - Conference Committee on Judiciary and Civil Procedure

SB 1287 - Conference Committee on Long-term Care and Senior Services

SB 1336 - GCCA

SB 1489 - Conference Committee on Business, Labor and Retirement Laws

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 2, 2016, at 1:30 p.m., which motion prevailed.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 959 - Coauthored by Pittman

SB 1552 - Remove as coauthor Senator Sharp

MESSAGE FROM THE GOVERNOR

Advising her approval April 28, 2016, of Enrolled **SBs 44, 1113, 1283, 1369 and 1446.**

Pursuant to the Schulz motion, the Senate adjourned at 11:15 a.m. to meet Monday, May 2, 2016, at 1:30 p.m.