

Senate Journal

Second Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Fifty-eighth Legislative Day, Thursday, May 12, 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, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—44.

Excused: Garrison, Paddock, Simpson and Standridge.—4.

Senator Brooks declared a quorum present.

The prayer was offered by Dr. Bryan Haynes, College Heights Baptist Church, Chickasha, the guest of Senator Justice.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SCR 35 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SRs 67 and **70** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SCRs 40, 41 and **42** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 1459 was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

INTRODUCTION

Senator Newberry introduced his son, Ethan, to the Senate, and asked unanimous consent, which was granted, that he be named a Junior Senator for this legislative day.

GENERAL ORDER

SB 1577 by Bingman of the Senate and Hickman of the House was called up for consideration.

Senator Bingman moved that **SB 1577** be advanced, which motion was declared adopted.

THIRD READING

SB 1577 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, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Silk, Smalley, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--37.

Nay: Dossett, Floyd, Matthews, Pittman, Shortey and Sparks.--6.

Excused: Garrison, Marlatt, Paddack, Simpson and Standridge.--5.

The bill and emergency passed.

SB 1577 was referred for engrossment.

MOTION TO RESCIND

Senator Schulz moved to rescind the rejection of **HAs** and naming of conferees to **SB 1287**, which motion was declared adopted.

SB 1287 was placed on pending consideration of **HAs**.

SCs NAMED

Upon motion of Senator Schulz, Senate conferees were appointed as follows:

SB 253 – Fields, Standridge, David, Simpson, Treat, Paddack, Pittman

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HCR 1020**.

HCR 1020 – By Thomsen of the House and Brooks of the Senate.

A Concurrent Resolution requesting the Corporation Commission refrain from disrupting funding of certain Internet access for technology center schools for certain period; and directing distribution.

The above-numbered measure was read the first time.

Advising fourth reading of and transmitting for signature Enrolled **HBs 2599** and **2957**.

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 bill:

SCR 39

The above-numbered measure was referred for enrollment.

Advising fourth reading of and returning Enrolled **SB 1459**.

The above-numbered enrolled measure was referred to the Governor.

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

SB 253 - Conference Committee on Public Health

SB 929 - Conference Committee on Higher Education and Career Tech

Advising concurrence in **SAs** to and passage of Engrossed **HBs 2446** and **2531**.

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

SJR 68 - Conference Committee on Rules

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 39 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 35** and **39**.

The above-numbered enrolled measures were transmitted to the Secretary of State.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 16, 2016, at 1:30 p.m., which motion prevailed.

COMMITTEE REPORTS

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

DO PASS:

SB 1583 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bass, Bingman, Boggs, Brooks, Crain, David, Dossett, Fields, Floyd, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Marlatt, Matthews, Newberry, Pittman, Sharp, Smalley, Sparks, Stanislawski, Thompson, Treat, Wyrick, Yen

Nays: Brecheen, Brown, Dahm, Loveless, Mazzei, Sykes

House:

Ayes: Bennett, Billy, Brown, Casey, Cox, Johnson, Martin, McCall, McCullough, McDaniel (J), McDaniel (R), Morrissette, Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sanders, Sears, Sherrer, Wright.--22

Nays: --0

SB 1596 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bass, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Sharp, Silk, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

House:

Ayes: Bennett, Brown, Casey, Cox, Johnson, Martin, McCall, McDaniel (J), McDaniel (R), McPeak, Nelson, Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sanders, Sears, Wright.--20

Nays: McCullough, Morrissette.--2

SB 1598 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bice, Boggs, Brecheen, Brooks, Brown, Dahm, David, Fields, Ford, Fry, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Quinn, Sharp, Silk, Smalley, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

Nays: Dossett, Floyd, Pittman, Sparks

House:

Ayes: Bennett, Billy, Casey, Coody (A), Cox, Johnson, Martin, McCall, McCullough, McDaniel (J), McDaniel (R), Nelson, Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sanders, Sears.--20

Nays: Brown, McPeak, Morrissette.--3

SB 1599 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Quinn, Sharp, Silk, Smalley, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

Nays: Dossett, Floyd, Matthews, Pittman, Sparks

House:

Ayes: Bennett, Billy, Casey, Coody (A), Cox, Johnson, Martin, McCall, McCullough, McDaniel (R), Nelson, Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sanders, Sears.--19

Nays: Brown, McDaniel (J), McPeak, Morrissette.--4

SB 1600 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Holt, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Pittman, Quinn, Sharp, Silk, Smalley, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

Nays: Sparks

House:

Ayes: Bennett, Brown, Casey, Cox, Johnson, Martin, McCall, McDaniel (J), McDaniel (R), Nelson, Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sanders, Sears, Wright.--19

Nays: McCullough, McPeak, Morrissette.--3

SB 1601 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Quinn, Sharp, Silk, Smalley, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

Nays: Dossett, Matthews, Pittman, Sparks

House:

Ayes: Bennett, Brown, Casey, Cox, Johnson, Martin, McCall, McCullough, McDaniel (J), McDaniel (R), Nelson, Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sanders, Sears.--19

Nays: McPeak, Morrissette.--2

SB 1602 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Quinn, Sharp, Silk, Smalley, Stanislawski, Thompson, Treat, Yen

Nays: Allen, Dossett, Floyd, Matthews, Pittman, Sparks, Sykes, Wyrick

House:

Ayes: Bennett, Billy, Casey, Coody (A), Cox, Johnson, Martin, McCall, McCullough, McDaniel (R), Nelson, Ortega, Osborn, Ownbey, Peterson, Russ, Sanders, Sears.--18

Nays: Brown, McPeak, Morrissette, Rousselot.--4

SB 1603 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, Fields, Ford, Fry, Halligan, Jech, Jolley, Justice, Mazzei, Quinn, Sharp, Silk, Smalley, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

Nays: Dossett, Floyd, Matthews, Sparks

House:

Ayes: Bennett, Billy, Casey, Coody (A), Johnson, McCall, McCullough, McDaniel (R), Ortega, Osborn, Ownbey, Peterson, Russ, Sanders.--14

Nays: Brown, Martin, McDaniel (J), McPeak, Morrissette, Nelson, Rousselot.--7

SB 1604 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, Fields, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Mazzei, Newberry, Quinn, Sharp, Silk, Smalley, Stanislawski, Sykes, Thompson, Treat, Yen

Nays: Dossett, Floyd, Matthews, Pittman, Sparks, Wyrick

House:

Ayes: Bennett, Casey, Cox, Johnson, Martin, McCall, McCullough, McDaniel (R), Nelson, Osborn, Ownbey, Peterson, Russ, Sanders, Sears, Wright.--16

Nays: Brown, McDaniel (J), McPeak, Morrissette, Rousselot, Sherrer.--6

SB 1605 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Quinn, Sharp, Silk, Smalley, Stanislawski, Sykes, Thompson, Treat, Yen

Nays: Bass, Dossett, Floyd, Matthews, Pittman, Sparks, Wyrick

House:

Ayes: Casey, Cox, Johnson, Martin, McCall, McCullough, McDaniel (R), Nelson, Osborn, Ownbey, Peterson, Russ, Sears.--13

Nays: Bennett, Brown, McDaniel (J), McPeak, Morrissette, Rousselot, Sanders.--7

SB 1606 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bass, Bice, Bingman, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Matthews, Mazzei, Newberry, Pittman, Sharp, Silk, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

Nays: Brecheen, Loveless

House:

Ayes: Bennett, Casey, Cox, Johnson, Martin, McCall, McCullough, McDaniel (J), McDaniel (R), Ortega, Osborn, Ownbey, Russ, Sears, Wright.--15

Nays: McPeak, Morrissette, Nelson, Peterson, Rousselot, Sanders, Sherrer.--7

SECOND READING

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

SB 1584 – Joint Committee on Appropriations and Budget

SB 1585 – Joint Committee on Appropriations and Budget

SB 1586 – Joint Committee on Appropriations and Budget

SB 1587 – Joint Committee on Appropriations and Budget

SB 1588 – Joint Committee on Appropriations and Budget
SB 1589 – Joint Committee on Appropriations and Budget
SB 1590 – Joint Committee on Appropriations and Budget
SB 1591 – Joint Committee on Appropriations and Budget
SB 1592 – Joint Committee on Appropriations and Budget
SB 1593 – Joint Committee on Appropriations and Budget
SB 1594 – Joint Committee on Appropriations and Budget
SB 1595 – Joint Committee on Appropriations and Budget
SB 1596 – Joint Committee on Appropriations and Budget
SB 1597 – Joint Committee on Appropriations and Budget
SB 1598 – Joint Committee on Appropriations and Budget
SB 1599 – Joint Committee on Appropriations and Budget
SB 1600 – Joint Committee on Appropriations and Budget
SB 1601 – Joint Committee on Appropriations and Budget
SB 1602 – Joint Committee on Appropriations and Budget
SB 1603 – Joint Committee on Appropriations and Budget
SB 1604 – Joint Committee on Appropriations and Budget
SB 1605 – Joint Committee on Appropriations and Budget
SB 1606 – Joint Committee on Appropriations and Budget

FIRST READING

The following were introduced and read the first time:

SB 1607 – By Bingman of the Senate and Hickman of the House.

An Act relating to hospital trusts; amending 63 O.S. 2011, Sections 3224 and 3290, which relate to the University Hospitals Trust and the Oklahoma State University Medical Trust; deleting obsolete language; providing that certain entities not subject to Oklahoma Open Meeting Act and Oklahoma Open Records Act; requiring certain information and materials to be kept confidential; providing exceptions; authorizing certain executive sessions; and declaring an emergency.

SR 71 – By Standridge.

A Resolution clarifying certain Medicaid policy; specifying certain services as acute, inpatient hospital services; and directing distribution.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 1496 - Remove as principal author Representative Hall and substitute with Representative McDaniel (Randy)

SB 1577 – Coauthored by Mazzei

Remove as coauthor Senator Mazzei

SB 1603 - Coauthored by Mazzei

SB 1604 - Coauthored by Mazzei

SB 1605 - Coauthored by Mazzei

SB 1606 - Coauthored by Mazzei

MESSAGE FROM THE GOVERNOR

Pursuant to **SCR 39**, I hereby return Enrolled **SB 1142** by Dahm *et al* of the Senate and Roberts (Sean) *et al* of the House.

Pursuant to the Schulz motion, the Senate adjourned at 11:00 a.m. to meet Monday, May 16, 2016, at 1:30 p.m.