

Senate Journal

Second Regular Session of the Fifty-fifth Legislature

of the State of Oklahoma

Sixty-second Legislative Day, Thursday, May 19, 2016

The Senate was called to order by Senator Stanislawski.

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, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—47.

Excused: Garrison.—1.

Senator Stanislawski declared a quorum present.

The prayer was offered by Father Cristobal De Loera, Saint Eugene Catholic Church, Oklahoma City, the guest of Senator Bice.

INTRODUCTIONS

Senator Bice introduced her daughter, Ainsley; Senator Brown introduced his wife, Linda; and Senator Allen introduced his granddaughter, Sydney, to the Senate.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Paddack asked unanimous consent to refer **SR 84** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 84 by Paddack was called up for consideration.

All other members of the Senate asked to coauthor **SR 84**, which was the order.

SR 84 was adopted upon motion of Senator Paddack and referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to **SB 1552** were concurred in upon motion of Senator Dahm.

SB 1552, 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, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Dahm, David, Dossett, Fields, Ford, Fry, Griffin, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson and Treat.--33.

Nay: Anderson, Barrington, Bass, Crain, Floyd, Halligan, Matthews, Paddack, Pittman, Sparks, Wyrick and Yen.--12.

Excused: Garrison, Holt and Shortey.--3.

The bill passed.

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

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Brooks asked unanimous consent to refer **HCR 1020** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1020 by Thomsen of the House and Brooks of the Senate was called up for consideration.

HCR 1020 was adopted upon motion of Senator Brooks, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 3126** was adopted upon motion of Senator Smalley.

HB 3126, as amended in conference, was read at length.

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

Aye: Allen, Anderson, Barrington, Bice, Boggs, Brooks, Brown, Crain, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Justice, Marlatt, Matthews, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Stanislawski, Thompson, Wyrick and Yen.--34.

Nay: Bass, Brecheen, Dahm, Jolley, Loveless, Mazzei, Newberry, Shortey, Silk, Standridge, Sykes and Treat.--12.

Excused: Bingman and Garrison.--2.

The bill passed.

HB 3126, together with the conference committee report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 2360** was adopted upon motion of Senator Barrington.

HB 2360, as amended in conference, 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, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, 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.--47.

Excused: Garrison.--1.

The bill and emergency passed.

HB 2360, together with the conference committee report thereon, was ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Bingman asked unanimous consent to refer **SR 72** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 72 by Bingman was called up for consideration.

SR 72 was adopted upon motion of Senator Bingman and referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 3205** and **3208**.

HB 3205 – By Sears and Casey of the House and Jolley, Treat and Mazzei of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 227, as amended by Section 2, Chapter 274, O.S.L. 2014 (68 O.S. Supp. 2015, Section 227), which relates to refund claims for state taxes; and modifying period of limitation with respect to sales and use tax refund claims.

HB 3208 – By Sears and Casey of the House and Jolley and Treat of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 1113.2, which relates to the reissue of official vehicle license plates; clarifying references; authorizing additional registration fee; establishing fee amount; limiting time period when fee is applicable; requiring deposit of monies to certain funds; apportioning certain amounts to certain revolving fund; providing for a reissuance of vehicle license plates; eliminating option for certain alternative method of license plate inventory management; establishing types of license plates subject to reissuance; establishing deadline for certain fee; creating the State Public Safety Fund; limiting fund to appropriation for certain purposes; and providing for codification.

The above-numbered measures were read the first time.

Advising fourth reading of and transmitting for signature Enrolled **HB 3204**.

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

Advising concurrence in **SAs** to and passage of Engrossed **HB 2946**.

Advising rejection of **CCR** to the following bill, requesting further conference and naming same House conferees as follows:

HB 2380 - Conference Committee on Judiciary and Civil Procedure

CONFERENCE COMMITTEE REPORTS

Transmitting the following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

HB 2261

HB 2509 - coauthored by Senator Pittman and Representative Kern

HB 2646 - coauthored by Representative Roberts (Sean)

HB 2777

HB 2797 - coauthored by Representatives Johnson, Lepak and Faught

HB 2982

HB 3017 - coauthored by Representatives Lockhart, Johnson, Lepak, Cleveland, Faught and Kern

HB 3119

Conference committee reports were read on the above-numbered bills.

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

SB 694 - GCCA

SB 1554 - Conference Committee on Children, Youth and Family Services

Returning following bills, together with conference committee reports thereon, advising adoption of conference committee reports and passage of measures as amended:

SB 1016

SB 1496

The above-numbered measures, as amended in conference, were referred for enrollment.

Advising passage of and returning the following Engrossed bills:

SB 1579 - (Emergency Failed)
SB 1582 - coauthored by Representative Ritze
SB 1583 - (Emergency Failed)
SB 1596
SB 1598
SB 1599 - (Emergency Failed)
SB 1605
SCR 33
SCR 38

The above-numbered measures were referred for enrollment.

HAs TO SENATE BILL

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

SB 1577

House amendments were read on the above-numbered bill.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SRs 72 and **84** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SBs 1016, 1552, 1582, 1583, 1596 and **1598** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

SCRs 33 and **38** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 1016, 1552, 1582, 1583, 1596** and **1598**.

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

Advising the signing of and returning Enrolled **SCRs 33** and **38**.

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

CONFERENCE COMMITTEE REPORTS SUBMITTED

Conference committee reports were read on the following bills:

SB 424 (2nd CCR)

SB 1164

SB 1211

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Friday, May 20, 2016, at 9:30 a.m., which motion prevailed.

FIRST READING

The following were introduced and read the first time:

SB 1619 – By Bingman of the Senate and Hickman of the House.

An Act relating to schools; providing definition; authorizing certain persons to request religious accommodations under certain circumstances; directing a board of education to respond to certain request; prohibiting use of certain facility for compliance; providing for private right of action for certain violation; authorizing the Attorney General to represent certain persons under certain circumstances; requiring certain notice; providing for codification; providing an effective date; and declaring an emergency.

SCR 43 – By Sykes of the Senate and Bennett of the House.

A Concurrent Resolution relating to action of the United States Departments of Education and Justice; directing Attorney General to defend interests of state; making certain request of members of United States House of Representatives elected from this state; condemning actions of Departments; and directing distribution.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 1552 - Coauthored by Newberry

SB 1619 - Coauthored by Cleveland

Coauthored by Bennett

Coauthored by Roberts (Sean)

Coauthored by Ritze

Coauthored by Kern
Coauthored by Fisher
Coauthored by Brecheen
Coauthored by Peterson
Coauthored by Faught
Coauthored by Strohm
SCR 43 - Coauthored by Fisher
Coauthored by Faught
Coauthored by Brecheen
Coauthored by Cleveland
Coauthored by Ritze
Coauthored by Russ
Coauthored by Kern
Coauthored by Roberts (Sean)
HB 3119 - Coauthored by Goodwin

Pursuant to the Schulz motion, the Senate adjourned at 10:40 a.m. to meet Friday, May 20, 2016, at 9:30 a.m.