

# Senate Journal

## First Regular Session of the Fifty-sixth Legislature of the State of Oklahoma

Sixtieth Legislative Day, Thursday, May 18, 2017

The Senate was called to order by Senator Griffin.

Roll Call:

Present: Allen, Bass, Bergstrom, Bice, Boggs, Brecheen, Brown, Dahm, Daniels, David, Dossett, Dugger, Fields, Floyd, Fry, Griffin, Holt, Jech, Kidd, Leewright, Marlatt, McCortney, Newberry, Newhouse, Paxton, Pederson, Pemberton, Pittman, Pugh, Quinn, Rader, Schulz, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Yen.—45.

Excused: Matthews.—1.

Vacancy: Districts 44 and 45.—2.

Senator Griffin declared a quorum present.

The prayer was offered by Pastor Kelvin Batten, International Christian Empowerment Center, Tulsa, the guest of Senator Newhouse.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SBs 841** and **842** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SCR 12** was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Yen asked unanimous consent to refer **SR 19** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 19** by Yen was called up for consideration.

All other members of the Senate asked to coauthor **SR 19**, which was the order.

**SR 19** was adopted upon motion of Senator Yen and referred for enrollment.

**PENDING CONSIDERATION OF JCR**

The **JCR** on **HB 2367** was adopted upon motion of Senator Thompson.

**HB 2367** was read at length.

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

Aye: Allen, Bergstrom, Bice, Boggs, Brown, Dahm, Daniels, Dossett, Dugger, Floyd, Fry, Leewright, Marlatt, McCortney, Newberry, Newhouse, Paxton, Pemberton, Pittman, Pugh, Rader, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Sykes, Thompson and Yen.--30.

Nay: Griffin, Jech, Kidd, Pederson, Quinn, Scott, Silk, Smalley and Treat.--9.

Excused: Bass, Brecheen, David, Fields, Holt, Matthews and Schulz.--7.

Vacancy: Districts 44 and 45.--2.

The bill passed.

Senators Treat, Griffin, Pederson and Kidd desired to vote Aye on the emergency.

On the question of passage of the emergency the vote resulted as follows: Aye: 34; Nay: 5; Excused: 7; Vacancy: Districts 44 and 45: 2.

The emergency passed.

**HB 2367**, together with the conference committee report thereon, was ordered returned to the Honorable House.

**PENDING CONSIDERATION OF JCR**

The **JCR** on **HB 2380** was adopted upon motion of Senator Thompson.

**HB 2380** was read at length.

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

Aye: Allen, Bergstrom, Bice, Boggs, Brown, Dahm, Daniels, David, Dugger, Fields, Fry, Griffin, Jech, Kidd, Leewright, Marlatt, Newberry, Newhouse, Pederson, Pemberton, Pugh, Quinn, Rader, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Thompson, Treat and Yen.--33.

Nay: Dossett, Floyd, McCortney, Paxton, Pittman, Scott, Sparks and Sykes.--8.

Excused: Bass, Brecheen, Holt, Matthews and Schulz.--5.

Vacancy: Districts 44 and 45.--2.

The bill and emergency passed.

**HB 2380**, together with the conference committee report thereon, was ordered returned to the Honorable House.

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 478** was adopted upon motion of Senator Brown.

**SB 478**, as amended in conference, was read at length.

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

Aye: Allen, Bergstrom, Bice, Boggs, Brown, Dahm, Daniels, David, Dossett, Dugger, Fields, Floyd, Fry, Griffin, Jech, Kidd, Leewright, Marlatt, McCortney, Newberry, Newhouse, Paxton, Pederson, Pemberton, Pittman, Pugh, Quinn, Rader, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--41.

Excused: Bass, Brecheen, Holt, Matthews and Schulz.--5.

Vacancy: Districts 44 and 45.--2.

The bill passed.

**SB 478**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

#### **PENDING CONSIDERATION OF CCR**

The **CCR** on **HB 1169** was adopted upon motion of Senator Yen.

**HB 1169**, as amended in conference, was read at length.

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

Aye: Allen, Bergstrom, Bice, Boggs, Brown, Daniels, David, Dossett, Dugger, Fields, Floyd, Fry, Griffin, Jech, Kidd, Leewright, McCortney, Newberry, Paxton, Pederson, Pemberton, Pittman, Pugh, Quinn, Scott, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat and Yen.--35.

Nay: Dahm, Marlatt, Newhouse, Rader, Silk and Sykes.--6.

Excused: Bass, Brecheen, Holt, Matthews and Schulz.--5.

Vacancy: Districts 44 and 45.--2.

The bill passed.

**HB 1169**, together with the conference committee report thereon, was ordered returned to the Honorable House.

Senator Treat 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 Marlatt presiding.

Senator Marlatt questioned the presence of a quorum and declared a quorum was not present.

Senator Treat moved pursuant to Senate Rule 8-4 on behalf of the President Pro Tempore, that when the clerk's desk is clear, the Senate stand adjourned to convene Friday, May 19, 2017, at 9:30 a.m., which motion prevailed.

## **CONFERENCE COMMITTEE REPORTS SUBMITTED**

Conference committee reports were read on the following bills:

**SB 326**

**SB 342**

**SB 493**, Coauthored by Senator Pederson

**SB 712**

**SB 727**

**SB 770**

## **MESSAGES FROM THE HOUSE**

Advising the Honorable Senate that the House has suspended Joint Rules 4.9, 41.3 and 4.14 for purposes of allowing consideration of a motion to reject the **SAs** to **HB 2360**.

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

**HB 2360** - Conference Committee on GCCA

Advising the signing of and returning Enrolled **SCR 12**.

The above-numbered enrolled measure was transmitted to the Secretary of State.

Advising fourth reading of and returning Enrolled **SBs 841** and **842**.

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

Advising passage of and returning the following Engrossed bill:

**SB 870**

The above-numbered measure was referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HB 2311, 2367** and **2380**.

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

Advising conferees are unable to agree on the following:

**HB 2237**

Advising concurrence in **SAs** to and passage of Engrossed **HB 1510**.

#### **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 1534**

**HB 1679**

**HB 2276**

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

#### **EXECUTIVE NOMINATIONS**

The following executive nominations were read and referred to the committee indicated:

Von Hemel, Donnie K., Piedmont, as a member of the Oklahoma Horse Racing Commission - Appropriations

Wright, Douglas E., Edmond, as a member of the Oklahoma Horse Racing Commission - Appropriations

#### **PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Treat, the request of the Honorable House for conference on the following bills was ordered granted and Senate conferees appointed as follows:

**HB 2360** – David, Schulz, Treat, Marlatt, Fields, Sparks, Floyd

**SECOND READING**

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

**HB 2351** – Direct To Calendar  
**HB 2356** – Direct To Calendar  
**HB 2372** – Direct To Calendar  
**HB 2389** – Direct To Calendar  
**HB 2395** – Direct To Calendar  
**HB 2423** – Direct To Calendar

**FIRST READING**

The following was introduced and read the first time:

**SCR 15** – By Griffin of the Senate and Mulready of the House.

A Concurrent Resolution delaying implementation of certain request for proposal until certain date; and directing distribution.

**CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**SB 493** - Coauthored by Senator Pederson  
**HB 1534** - Coauthored by Representative Roberts (Sean)  
**HCR 1009** - Coauthored by Senator Matthews  
Coauthored by Senator Floyd  
Coauthored by Senator Sparks  
Coauthored by Senator Dossett  
Coauthored by Senator Bass  
Coauthored by Senator Bergstrom  
Coauthored by Senator Shaw  
Coauthored by Senator Silk  
Coauthored by Senator Boggs  
Coauthored by Senator Brecheen  
Coauthored by Senator Quinn  
Coauthored by Senator Dugger  
Coauthored by Senator Kidd  
Coauthored by Senator Jech  
Coauthored by Senator Pederson  
Coauthored by Senator Pemberton  
Coauthored by Senator Fry  
Coauthored by Senator Daniels  
Coauthored by Senator Scott

Coauthored by Senator Rader  
Coauthored by Senator Simpson  
Coauthored by Senator Standridge  
Coauthored by Senator Sharp  
Coauthored by Senator Brown

Pursuant to the Treat motion, the Senate adjourned at 2:45 p.m. to meet Friday, May 19, 2017, at 9:30 a.m.

### **JOURNAL CORRECTION**

Wednesday, May 17, 59<sup>th</sup> Legislative Day, Page 1178, Line 23, insert the following:

### **SECOND READING**

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

**HB 2387** – Direct To Calendar

**HB 2390** – Direct To Calendar