

Senate Journal

Second Regular Session of the Fifty-sixth Legislature

of the State of Oklahoma

Twelfth Legislative Day, Monday, February 26, 2018

The Senate was called to order by Senator Stanislawski.

Roll Call:

Present: Allen, Bass, Bergstrom, Bice, Boggs, Brecheen, Brooks, Brown, Dahm, Daniels, David, Dossett, Dugger, Fields, Floyd, Griffin, Holt, Ikley-Freeman, Jech, Kidd, Leewright, Matthews, McCortney, Murdock, Paxton, Pederson, Pemberton, Pittman, Pugh, Quinn, Rader, Rosino, Schulz, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.—46.

Excused: Fry and Newhouse.—2.

Senator Stanislawski declared a quorum present.

The prayer was offered by Pastor Bill Ledbetter, Fairview Baptist Church, Durant, the guest of Senator Brecheen.

INTRODUCTIONS

Lieutenant Governor Lamb introduced former Senator Owen Laughlin; and Senator Scott introduced his daughter, Brooklyn Neal, to the Senate.

REQUEST TO RECESS

Senator Treat moved to request the Honorable House of Representatives to consent to the adjournment of the Senate for a period of more than three days, pursuant to Article 5, Section 30 of the Oklahoma Constitution, beginning Thursday, February 22, 2018 and ending Monday, February 26, 2018, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that due to the inclement weather last week and pursuant to Article 5, Section 30 of the Oklahoma Constitution that the House retroactively requests the Honorable Senate to grant the request of the House to adjourn for more than three (3) days beginning Wednesday, February 21, 2018 and ending Monday, February 26, 2018.

PENDING CONSIDERATION OF HAS

HAs to SB 594 was rejected upon motion of Senator Treat, conference requested, and Senate conferees to be named later.

REQUEST TO RECESS GRANTED

Senator Treat moved that the Senate consent to the House's request to adjourn for a period of more than three days, pursuant to Article 5, Section 30 of the Oklahoma Constitution, beginning Wednesday, February 21, 2018 and ending Monday, February 26, 2018., which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the Honorable Senate that due to the inclement weather last week and pursuant to Article 5, Section 30 of the Oklahoma Constitution that the House retroactively grants the request of the Honorable Senate to the adjournment for more than three (3) days beginning Thursday, February 22, 2018 and ending Monday, February 26, 2018.

COMMUNICATION

Senator Stanislawski advised the Senate of the Special Election held in District 27 on February 13, 2018, and directed the Clerk to read the Certification from the State Election Board.

February 20, 2018

The Honorable Mike Schulz
President Pro Tempore
Oklahoma State Senate
2300 N. Lincoln Blvd.
Oklahoma City, OK 73105

Dear Senator Schulz:

This is to certify that on February 20, 2018, pursuant to the provisions of 26 O.S. 2011 § 12-109, the State Election Board issued a Certificate of Election to Casey Murdock, the nominee of the Republican Party, for the office of State Senator, District 27.

I herewith transmit to you the official returns of the votes cast at the Special General Election for State Senator, District 27, held on February 13, 2018.

CASEY MURDOCK	Republican	Felt	6,190
AMBER JENSEN	Democrat	Woodward	2,918

Sincerely,

/s/Paul Ziriak
State Election Board

OATH OF OFFICE

Senator Stanislawski advised the Senate that the Official Oath of Office, as prescribed by the Constitution, was administered to Senator Casey Murdock on February 26, 2018 by Chief Justice Douglas Combs of the Oklahoma Supreme Court.

MILEAGE ALLOWANCE

Senator Treat moved adoption of the following reports on mileage allowance as prepared by the Office of the Senate Administrator, which motion was declared adopted.

Senator	Hometown	Total Miles Round Trip	Amount Round Trip
Murdock, Casey	Felt	700	\$381.50

The change in mileage allowance for Senator Joseph Silk is reflected as follows:

Senator	Hometown	Total Miles Round Trip	Amount Round Trip
Silk, Joseph	Broken Bow	464	\$252.88

STANDING COMMITTEE MEMBERSHIP

Pursuant to the provisions of Senate Rule 7-2 (A), Senator Treat moved that the following changes be made to the Senate standing committee membership, which motion was declared adopted.

Senator Casey Murdock to be appointed to the following Senate standing committees: Agriculture and Wildlife, Appropriations, General Government, Public Safety and the Appropriations Subcommittee on Natural Resources and Regulatory Services.

Pursuant to the provisions of Joint Rule 4.1(b), President Pro Tempore Schulz appointed Senator Casey Murdock as a member of the Joint Committee on Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 3053, 3300, 3330 and 3583**.

HB 3053 – By Hilbert and Montgomery of the House and Paxton of the Senate.
An Act relating to elections; amending 26 O.S. 2011, Sections 7-109 and 14-107, which relate to conduct of elections; allowing disclosure of certain ballots by specific means; and providing an effective date.

HB 3300 – By Wright of the House and Griffin of the Senate.
An Act relating to Department of Human Services; creating the Breanne Bell Act; amending 10 O.S. 2011, Section 1430.3, which relates to the Group Homes for Persons with Developmental or Physical Disabilities Act; deleting references to obsolete entity; requiring signature and witness of form notifying staff of certain criminal prosecution for prohibited contact; mandating notification for caretaker of incapacitated persons or vulnerable adults; prescribing signature and witness of form notifying caretaker of certain criminal prosecution for prohibited contact; providing for codification; providing for noncodification; and providing an effective date.

HB 3330 – By Sanders of the House and Griffin of the Senate.
An Act relating to sex offenders; amending 57 O.S. 2011, Section 590, as last amended by Section 3, Chapter 224, O.S.L. 2017 (57 O.S. Supp. 2017, Section 590), which relates to the Sex Offenders Registration Act; modifying residency restriction to include family child care homes; updating language; and providing an effective date.

HB 3583 – By McCall and McDugle of the House and Dugger of the Senate.

An Act relating to public finance; amending 62 O.S. 2011, Section 34.5, as amended by Section 335, Chapter 304, O.S.L. 2012 (62 O.S. Supp. 2017, Section 34.5), which relates to the Director of the Office of Management and Enterprise Services; providing for qualification of the Director; and providing an effective date.

The above-numbered measures were read the first time.

Senator Treat moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, February 27, 2018, 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:

SB 946 – General Government

Ayes: Bice, Boggs, Dahm, Daniels, Floyd, Holt, Kidd, Pittman, Shaw

SB 1042 – General Government

Ayes: Bice, Boggs, Dahm, Daniels, Floyd, Holt, Kidd, Pittman, Shaw

SB 1134 – General Government

Ayes: Bice, Boggs, Dahm, Daniels, Floyd, Kidd, Pittman, Shaw

SB 1257 – General Government

Ayes: Bice, Floyd, Holt, Kidd, Pittman, Shaw

Nays: Boggs, Dahm, Daniels

SB 1313 – General Government

Ayes: Bice, Boggs, Daniels, Holt, Kidd, Pittman, Shaw

Nays: Dahm, Floyd

SB 1328 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1329 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Simpson, Standridge, Yen

Nays: Silk

SB 1354 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1372 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1383 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1417 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1435 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Sharp, Smalley, Stanislawski, Sykes, Thompson

SB 1516 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1517 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1564 – General Government

Ayes: Bice, Boggs, Daniels, Floyd, Kidd, Pittman, Shaw

Nays: Dahm

SB 1582 – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Bergstrom, Bice, Boggs, Brecheen, Dahm, Dossett, Floyd, Griffin, Holt, Ikley-Freeman, Jech, Kidd, Leewright, Matthews, McCortney, Paxton, Pemberton, Pittman, Pugh, Quinn, Rader, Scott, Shaw, Simpson, Sparks, Stanislawski, Thompson, Yen, Fields, David, Schulz, Treat

House:

Ayes: Caldwell, Calvey, Casey, Cockroft, Dunnington, Echols, Hall, Kannady, Lepak, O'Donnell, Osborn (L), Pfeiffer, Russ, Sears, Wallace

Nays: Kouplén, Loring, Proctor, Stone, Virgin

DO PASS, As Amended:

SB 830 – Health and Human Services

Ayes: Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 907 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 929 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Smalley, Sykes, Thompson, Sharp, Stanislawski

SB 980 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Smalley, Sykes, Thompson, Sharp, Stanislawski

SB 987 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Smalley, Sykes, Thompson, Sharp, Stanislawski

SB 1056 – Retirement and Insurance

Ayes: Leewright, Paxton, Pederson, Rosino, Sparks, Brown

SB 1105 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Smalley, Thompson, Sharp, Stanislawski

Nay: Sykes

SB 1107 – General Government

Ayes: Bice, Boggs, Daniels, Floyd, Kidd, Pittman, Shaw, Dahm

SB 1120 – Health and Human Services

Ayes: David, McCortney, Rader, Silk, Standridge, Yen

Nays: Floyd, Griffin, Ikley-Freeman, Pugh, Simpson

SB 1124 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1128 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1190 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Smalley, Sykes, Thompson, Sharp, Stanislawski

SB 1280 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1282 – Health and Human Services

Ayes: David, Floyd, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen
Nays: Griffin, Ikley-Freeman

SB 1297 – Retirement and Insurance

Ayes: Leewright, Paxton, Pederson, Rosino, Sparks, Brown

SB 1346 – General Government

Ayes: Bice, Boggs, Daniels, Kidd, Pittman, Shaw, Holt
Nays: Floyd, Dahm

SB 1369 – General Government

Ayes: Bice, Boggs, Floyd, Kidd, Pittman, Shaw, Holt, Dahm
Nays: Daniels

SB 1370 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Smalley, Sykes, Thompson, Sharp, Stanislawski

SB 1389 – General Government

Ayes: Bice, Boggs, Daniels, Floyd, Kidd, Pittman, Shaw, Dahm

SB 1390 – General Government

Ayes: Bice, Boggs, Daniels, Floyd, Kidd, Pittman, Shaw, Holt, Dahm

SB 1400 – General Government

Ayes: Bice, Boggs, Daniels, Floyd, Kidd, Pittman, Shaw, Holt, Dahm

SB 1444 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1445 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1446 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

SB 1566 – Education

Ayes: Bergstrom, Dugger, Ikley-Freeman, Pemberton, Scott, Smalley, Sykes, Thompson, Sharp, Stanislawski
Nays: Allen, Dossett

FAILED:

SB 920 – Education

Ayes: Stanislawski
Nays: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Sharp, Smalley, Thompson

SB 1123 – Health and Human Services

Ayes: Floyd, McCortney, Yen
Nays: Griffin, Ikley-Freeman, Jech, Pugh, Rader, Silk, Simpson, Standridge

SB 1482 – Health and Human Services

Ayes: Jech, McCortney, Standridge, Yen
Nays: Floyd, Griffin, Ikley-Freeman, Pugh, Rader, Silk, Simpson

COMMITTEE REPORTS

The following were reported by the committees named and referred to a second committee:

DO PASS:

SB 1548 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

DO PASS, As Amended:

CS for SB 1198 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Sharp, Smalley, Stanislawski, Sykes, Thompson

Nays: Scott

CS for SB 1301 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Sharp, Smalley, Stanislawski, Thompson

CS for SB 1415 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Rader, Silk, Simpson, Standridge, Yen

CS for SB 1484 – Education

Ayes: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Sharp, Smalley, Stanislawski, Thompson

CS for SB 1523 – Health and Human Services

Ayes: David, Floyd, Griffin, Ikley-Freeman, Jech, McCortney, Pugh, Simpson, Standridge, Yen

Nays: Rader, Silk

SB 1547 – General Government

Ayes: Bice, Boggs, Dahm, Daniels, Floyd, Kidd, Pittman, Shaw

FAILED:

SB 958 – Education

Ayes: Smalley, Stanislawski

Nays: Allen, Bergstrom, Dossett, Dugger, Ikley-Freeman, Pemberton, Scott, Sharp, Sykes, Thompson

SB 1243 – Health and Human Services

Ayes: David, Griffin, Pugh, Rader, Simpson, Yen

Nays: Floyd, Ikley-Freeman, Jech, McCortney, Silk, Standridge

SB 1248 – Health and Human Services

Ayes: David, McCortney, Pugh, Simpson, Yen

Nays: Floyd, Griffin, Ikley-Freeman, Jech, Rader, Silk, Standridge

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

- SB 86** - Coauthored by Senator Pemberton
- SB 226** - Coauthored by Representative West (Tammy)
Coauthored by Representative Sanders
Coauthored by Representative McCall
- SB 337** - Coauthored by Representative Babinec (principal House author)
- SB 361** - Remove as author Senator Holt; authored by Senator Sykes
- SB 912** - Coauthored by Representative West (Rick)
- SB 924** - Coauthored by Representative Murphey (principal House author)
- SB 950** - Coauthored by Senator Yen
- SB 970** - Coauthored by Representative Wallace (principal House author)
- SB 977** - Coauthored by Representative Echols (principal House author)
- SB 993** - Coauthored by Representative Wright (principal House author)
- SB 1017** - Coauthored by Representative Loring (principal House author)
- SB 1104** - Coauthored by Representative Osborn (Leslie)
- SB 1117** - Coauthored by Representative Baker (principal House author)
- SB 1185** - Coauthored by Representative Echols (principal House author)
- SB 1201** - Coauthored by Representative Dunlap (principal House author)
- SB 1222** - Coauthored by Representative Dunlap (principal House author)
- SB 1279** - Coauthored by Representative Hilbert (principal House author)
- SB 1375** - Coauthored by Representative Roberts (Dustin)
- SB 1380** - Coauthored by Representative Roberts (Dustin)
- SB 1514** - Coauthored by Representative Faught (principal House author)
- SB 1547** - Coauthored by Representative Wallace (principal House author)
- SB 1548** - Coauthored by Representative Roberts (Sean) (principal House author)
- HB 1401** - Remove as author Senator Holt; authored by Senator Sparks
- HB 3330** - Coauthored by Representative Bennett (John)

Pursuant to the Treat motion, the Senate adjourned at 2:00 p.m. to meet Tuesday, February 27, 2018, at 1:30 p.m.