

Senate Journal

First Regular Session of the Fifty-seventh Legislature of the State of Oklahoma

Seventh Legislative Day, Tuesday, February 12, 2019

The Senate was called to order by Senator Stanislawski.

Roll Call:

Present: Allen, Bergstrom, Bice, Boggs, Boren, Brooks, Bullard, Coleman, Dahm, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Ikley-Freeman, Jech, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Treat, Weaver, and Young.—48.

Senator Stanislawski declared a quorum present.

The prayer was offered by Pastor Bryan Thiessen, Pathway Church, Yukon, the guest of Senator Rosino.

INTRODUCTIONS

Senator Silk introduced his wife, Kimberly, and their son, Luke; and Senator Ikley-Freeman introduced former Senator Dan Newberry, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 61, 374, 375 and **411** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

SB 717 - Withdrawn from Judiciary and referred to Business, Commerce and Tourism

SB 737 - Withdrawn from Judiciary and referred to Business, Commerce and Tourism

SB 1001 - Withdrawn from Finance and referred to Business, Commerce and Tourism

FIRST READING

The following was introduced and read the first time:

SCR 2 – By Treat of the Senate and McCall of the House.

A Concurrent Resolution relating to Joint Rules; adopting Joint Rules for the 57th Legislature.

GENERAL ORDER

SB 4 by Pemberton of the Senate and McDugle of the House was called up for consideration.

Senator Pemberton moved that **SB 4** be advanced, which motion was declared adopted.

THIRD READING

SB 4 was read for the third time at length.

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

Aye: Allen, Bergstrom, Bice, Boggs, Boren, Brooks, Bullard, Coleman, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Ikley-Freeman, Jech, Kidd, Kirt, Leewright, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--46.

Excused: Dahm and Matthews.--2.

The bill passed.

SB 4 was referred for engrossment.

GENERAL ORDER

SB 115 by Bergstrom of the Senate and McEntire of the House was called up for consideration.

Senator Bergstrom moved that **SB 115** be advanced, which motion was declared adopted.

THIRD READING

SB 115 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, Bergstrom, Bice, Boggs, Boren, Brooks, Bullard, Coleman, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Ikley-Freeman, Jech, Kidd, Kirt, Leewright, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pemberton, Pugh, Rader, Rosino, Scott, Sharp, Silk, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--43.

Nay: Pederson, Quinn and Shaw.--3.

Excused: Dahm and Matthews.--2.

The bill and emergency passed.

SB 115 was referred for engrossment.

GENERAL ORDER

SB 295 by Hall of the Senate and Mize of the House was called up for consideration.

Senator Hall moved to amend **SB 295**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Hall moved that **SB 295** be advanced, which motion was declared adopted.

THIRD READING

SB 295 was read for the third time at length.

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

Aye: Allen, Bergstrom, Bice, Boggs, Boren, Brooks, Bullard, Coleman, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Ikley-Freeman, Jech, Kidd, Kirt, Leewright, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--46.

Excused: Dahm and Matthews.--2.

The bill passed.

SB 295 was referred for engrossment.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator David asked unanimous consent to refer **SCR 2** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 2 by Treat of the Senate and McCall of the House was called up for consideration.

SCR 2 was adopted upon motion of Senator David and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 2477, 2478** and **2591**.

HB 2477 – By McCall of the House and Treat of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 238.1, which relates to state licenses; removing penalty for failure to pay licensing fees; providing for garnishment of wages; and providing an effective date.

HB 2478 – By McCall of the House and Treat of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 238.1, which relates to state licenses; modifying application to certain license holders; and providing an effective date.

HB 2591 – By Echols, Roberts (Sean), Sanders, Russ, Lawson and Sims of the House and Allen of the Senate.

An Act relating to Medicaid; creating the Defunding Statutory Rape Cover-up Act; providing for definitions; prohibiting certain provider from being eligible for reimbursement under specified conditions; providing for period of ineligibility to participate in programs; requiring Oklahoma Health Care Authority to promulgate certain rules; prohibiting preclusion of prosecution; providing for codification; and providing an effective date.

The above-numbered measures were read the first time.

Senator David moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, February 13, 2019, 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 66 – Judiciary

Ayes: Daniels, Howard, Jech, Leewright, Paxton, Sharp, Weaver

Nays: Boren, Brooks, Floyd, Murdock

SB 194 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

SB 204 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Leewright, Murdock, Sharp, Weaver

SB 245 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Leewright, Murdock, Sharp, Weaver

SB 275 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Sharp, Weaver

SB 297 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

SB 338 – Transportation

Ayes: Allen, Bergstrom, Boggs, Coleman, Hicks, McCortney, Pugh, Standridge

SB 415 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Paxton, Sharp, Weaver

SB 512 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Sharp, Weaver

SB 642 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Weaver
Nays: Sharp

SB 674 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Sharp, Weaver

SB 700 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Sharp, Weaver

SB 739 – Education

Ayes: Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Scott, Shaw, Smalley, Stanislawski
Nays: Bullard, Quinn

DO PASS, As Amended:

SB 108 – Judiciary

Ayes: Daniels, Jech, Leewright, Murdock, Paxton, Weaver
Nays: Boren, Brooks, Floyd, Howard, Sharp

SB 184 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Paxton, Sharp, Weaver

CS for SB 193 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

SB 236 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Sharp, Weaver

SB 250 – Transportation

Ayes: Allen, Bergstrom, Boggs, Coleman, Hicks, McCortney, Pugh, Standridge

SB 294 – Transportation

Ayes: Allen, Bergstrom, Boggs, Coleman, Hicks, McCortney, Pugh, Standridge

SB 306 – Finance

Ayes: Bice, Floyd, Hall, Kirt, Montgomery, Rader, Rosino, Simpson, Stanley

SB 333 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Sharp, Weaver

CS for SB 378 – Transportation

Ayes: Allen, Bergstrom, Boggs, Coleman, Hicks, McCortney, Pugh, Standridge

SB 402 – Finance

Ayes: Bice, Floyd, Hall, Kirt, Montgomery, Rader, Rosino, Simpson, Stanley

SB 427 – Finance

Ayes: Bice, Floyd, Hall, Kirt, Montgomery, Rader, Rosino, Simpson, Stanley

SB 429 – Finance

Ayes: Bice, Floyd, Hall, Kirt, Montgomery, Rader, Rosino, Simpson, Stanley

SB 475 – Finance

Ayes: Bice, Montgomery, Rader, Rosino, Stanley

Nays: Floyd, Hall, Kirt, Simpson

SB 476 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Sharp, Weaver

SB 485 – Finance

Ayes: Bice, Floyd, Hall, Montgomery, Rader, Rosino, Simpson, Stanley

Nays: Kirt

SB 510 – Finance

Ayes: Bice, Floyd, Hall, Kirt, Montgomery, Rader, Rosino, Simpson, Stanley

SB 513 – Finance

Ayes: Bice, Floyd, Hall, Kirt, Montgomery, Rader, Rosino, Simpson, Stanley

SB 516 – Finance

Ayes: Bice, Floyd, Hall, Kirt, Montgomery, Rader, Rosino, Simpson, Stanley

CS for SB 575 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

SB 582 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

SB 691 – Transportation

Ayes: Allen, Bergstrom, Boggs, Coleman, Hicks, McCortney, Pugh, Standridge

SB 749 – Finance

Ayes: Bice, Floyd, Hall, Kirt, Montgomery, Rader, Rosino, Simpson, Stanley

SB 776 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

FAILED:

SB 14 – Education

Ayes: Bullard, Newhouse, Pederson, Quinn, Shaw, Stanislawski

Nays: Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Pemberton, Scott, Smalley

COMMITTEE REPORTS

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

DO PASS:

SB 35 – Education

Ayes: Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Pederson, Pemberton, Smalley, Stanislawski

Nays: Bullard, Newhouse, Quinn, Scott, Shaw

SB 92 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

SB 192 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pemberton, Scott, Shaw, Smalley, Stanislawski
Nays: Pederson, Quinn

SB 212 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

SB 251 – Judiciary

Ayes: Daniels, Howard, Jech, Leewright, Murdock, Weaver
Nays: Boren, Brooks, Floyd, Sharp

SB 454 – Judiciary

Ayes: Boren, Brooks, Daniels, Floyd, Howard, Jech, Leewright, Murdock, Paxton, Sharp, Weaver

SB 581 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

SB 599 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

DO PASS, As Amended:

CS for SB 211 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Newhouse, Pederson, Pemberton, Scott, Shaw, Stanislawski
Nays: Quinn, Smalley

CS for SB 593 – Education

Ayes: Bullard, Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Newhouse, Pederson, Pemberton, Quinn, Scott, Shaw, Smalley, Stanislawski

CS for SB 610 – Transportation

Ayes: Allen, Bergstrom, Boggs, Coleman, McCortney, Standridge
Nays: Hicks, Pugh

SB 687 – Transportation

Ayes: Allen, Bergstrom, Boggs, Coleman, Hicks, McCortney, Pugh, Standridge

SB 824 – Transportation

Ayes: Allen, Boggs, Coleman, David, Hicks, McCortney, Standridge

FAILED:

SB 570 – Education

Ayes: Bullard, Newhouse, Quinn, Shaw, Stanislawski, Treat

Nays: Dossett, Dugger, Haste, Hicks, Ikley-Freeman, Kidd, Pederson, Pemberton, Scott, Smalley

REPORT OF ENGROSSED AND ENROLLED MEASURE

SCR 2 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

- SB 33** - Coauthored by Representative Vancuren (principal House author)
- SB 36** - Coauthored by Representative Vancuren (principal House author)
- SB 42** - Coauthored by Representative Goodwin (principal House author)
- SB 113** - Coauthored by Representative McEntire (principal House author)
- SB 115** - Coauthored by Representative McEntire (principal House author)
- SB 142** - Coauthored by Representative West (Tammy) (principal House author)
- SB 166** - Coauthored by Representative Kannady (principal House author)
- SB 195** - Coauthored by Senator Bullard
- SB 236** - Coauthored by Senator Boggs
- SB 260** - Coauthored by Representative Moore (principal House author)
- SB 287** - Coauthored by Senator Young
- SB 346** - Coauthored by Representative McCall (principal House author)
- SB 368** - Coauthored by Representative Gann (principal House author)
- SB 378** - Coauthored by Representative Frix (principal House author)
- SB 391** - Coauthored by Representative Pfeiffer (principal House author)
- SB 421** - Coauthored by Senator Young
- SB 444** - Coauthored by Representative Wright (principal House author)
- SB 467** - Coauthored by Representative Bennett (principal House author)

- SB 476** - Coauthored by Senator Floyd
- SB 509** - Coauthored by Senator Floyd
- SB 513** - Coauthored by Representative Caldwell (Chad) (principal House author)
- SB 551** - Coauthored by Representative Pfeiffer (principal House author)
- SB 608** - Coauthored by Representative Kannady (principal House author)
- SB 616** - Coauthored by Senator Young
- SB 625** - Coauthored by Representative West (Tammy) (principal House author)
- SB 712** - Coauthored by Representative Kannady (principal House author)
- SB 722** - Coauthored by Senator David
- SB 766** - Coauthored by Representative Dollens (principal House author)
- SB 815** - Coauthored by Representative Kannady (principal House author)
- SB 824** - Coauthored by Representative Frix (principal House author)
- SB 864** - Coauthored by Representative Olsen
- SB 887** - Remove as author Senator David; authored by Senator McCortney
Coauthored by Senator David

Pursuant to the David motion, the Senate adjourned at 2:05 p.m. to meet Wednesday, February 13, 2019, at 1:30 p.m.