

Senate Journal

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

Ninth Legislative Day, Thursday, February 14, 2019

The Senate was called to order by Senator McCortney.

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 McCortney declared a quorum present.

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

INTRODUCTION

Senator David introduced Governor Kevin Stitt, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 62 and **94** and **SCR 1** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 2 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

SB 950 - Withdrawn from Agriculture and Wildlife and Appropriations and referred to Agriculture and Wildlife

SB 991 - Withdrawn from Public Safety and referred to Judiciary

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Paxton asked unanimous consent to refer **SCR 3** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 3 by Paxton of the Senate and Perryman et al. of the House was called up for consideration.

SCR 3 was adopted upon motion of Senator Paxton and referred for engrossment.

GENERAL ORDER

SB 33 by Dossett and Bullard of the Senate and Vancuren of the House was called up for consideration.

Senator Dossett moved that **SB 33** be advanced, which motion was declared adopted.

THIRD READING

SB 33 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, Matthews, McCortney, Montgomery, Murdock, Newhouse, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--45.

Nay: Dahm.--1.

Excused: Paxton and Silk.--2.

The bill and emergency passed.

SB 33 was referred for engrossment.

GENERAL ORDER

SB 381 by Floyd of the Senate and Dollens of the House was called up for consideration.

Senator Floyd moved that **SB 381** be advanced, which motion was declared adopted.

THIRD READING

SB 381 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, 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, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--47.

Excused: Silk.--1.

The bill and emergency passed.

SB 381 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 2597**.

HB 2597 – By Echols, Mize, Crosswhite Hader, Townley, McDugle, Roberts (Sean), Olsen, Gann, West (Kevin), Steagall, Moore, Humphrey, McBride, Hasenbeck, Patzkowsky, Cornwell, Hilbert, Davis, Tadlock, Russ, Frix, Lawson, Sims, McCall, ODonnell, Taylor, Pfeiffer and Sneed of the House and David and Dahm of the Senate.

An Act relating to firearms; amending 21 O.S. 2011, Section 1272, as last amended by Section 1, Chapter 68, O.S.L. 2018 (21 O.S. Supp. 2018, Section 1272), which relates to the unlawful carry of firearms; adding exception to certain prohibited act; amending 21 O.S. 2011, Section 1277, as last amended by Section 1, Chapter 247, O.S.L. 2018 (21 O.S. Supp. 2018, Section 1277), which relates to the unlawful carry of firearms in certain places; expanding scope of crime to include certain persons and certain weapons; updating handgun references; clarifying construing provision related to the possession of firearms on certain property; expanding scope of certain prohibited act on university property; amending 21 O.S. 2011, Section 1283, as last amended by Section 1, Chapter 179, O.S.L. 2014 (21 O.S. Supp. 2018, Section 1283), which relates to penalties for unlawfully carrying firearms by convicted felons and delinquents; making certain act unlawful; providing penalties; amending 21 O.S. 2011, Sections 1289.6, as last amended by Section 1, Chapter 268, O.S.L. 2016, 1289.7, as amended by Section 12, Chapter 259, O.S.L. 2012, 1289.13, as amended by Section 18, Chapter 259, O.S.L. 2012, 1289.13A, as amended by Section 19, Chapter 259, O.S.L. 2012 and 1289.24, as last amended by Section 1, Chapter 241, O.S.L. 2015 (21 O.S. Supp. 2018, Sections 1289.6, 1289.7, 1289.13, 1289.13A and 1289.24), which relate to the Oklahoma Firearms Act of 1971; clarifying manner by which firearms may be lawfully carried; adding condition that allows for firearms to be lawfully carried; deleting certain conditions related to the carrying of unloaded firearms; clarifying manner by which firearms may be transported in motor vehicles; deleting certain definition; making certain acts unlawful; providing penalties; deleting statutory references and references to certain act; clarifying scope of certain prohibited act; modifying statutory reference; expanding scope of certain prohibited act; making issuance of citation discretionary; modifying firearm confiscation requirements; changing statutory reference in state preemption requirements; amending 21 O.S. 2011, Sections 1290.1, 1290.7, as last amended by Section 3, Chapter 366, O.S.L. 2013, 1290.8, as last amended by Section 3, Chapter 68, O.S.L. 2018 and 1290.22, as last amended by Section 1, Chapter 358, O.S.L. 2017 (21 O.S. Supp. 2018, Sections 1290.7, 1290.8 and 1290.22), which relate to the Oklahoma Self-Defense Act; updating statutory references; providing construing provision related to the carrying of handguns or pistols without a handgun license; deleting penalty for certain prohibited act; clarifying firearm notification requirements; making penalty for certain prohibited act discretionary; clarifying scope of certain prohibited act; amending 21 O.S. 2011, Section 1290.24, as last amended by Section 3, Chapter 18, O.S.L. 2016 (21 O.S. Supp. 2018, Section 1290.24), which relates to governmental immunity; modifying conditions for immunity; and providing an effective date.

The above-numbered measure was read the first time.

Advising the signing of and returning Enrolled **SCR 2**.

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

Senator David moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, February 18, 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 21 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Young
Nays: Smalley

SB 97 – General Government

Ayes: Coleman, Dahm, Dugger, Howard, Montgomery, Pederson, Sharp, Smalley, Young
Nays: Floyd, Hall

SB 122 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Smalley, Young

SB 125 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk, Young

SB 302 – Energy

Ayes: Allen, Boren, Bullard, Daniels, Jech, Matthews, Paxton, Rader, Standridge, Weaver

SB 316 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Smalley, Young

SB 585 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Young
Nays: Smalley

SB 594 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Young

Nays: Smalley

SB 607 – General Government

Ayes: Coleman, Dahm, Dugger, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Smalley

Nays: Floyd, Young

SB 633 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk, Stanislawski, Young

SB 635 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk, Stanislawski, Young

SB 639 – Energy

Ayes: Allen, Boren, Bullard, Daniels, Jech, Matthews, Murdock, Paxton, Quinn, Rader, Standridge, Weaver

SB 705 – Energy

Ayes: Allen, Boren, Bullard, Daniels, Jech, Matthews, Murdock, Paxton, Quinn, Rader, Standridge, Weaver

SB 717 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk, Young

SB 721 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk, Stanislawski, Young

SB 805 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Pugh, Shaw, Stanislawski, Young

SB 813 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, Pugh, Young

Nays: McCortney, Shaw, Stanislawski

SB 816 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Pugh, Shaw, Stanislawski,
Young

SB 817 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Pugh, Stanislawski, Young
Nays: Shaw

SB 819 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Pugh, Shaw, Stanislawski,
Young

SB 820 – Business, Commerce and Tourism

Ayes: Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Stanislawski, Young
Nays: Bergstrom, Shaw

SB 964 – Energy

Ayes: Allen, Boren, Bullard, Daniels, Jech, Matthews, Paxton, Quinn, Rader,
Standridge, Weaver

DO PASS, As Amended:

SB 101 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk,
Young

SB 144 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Sharp,
Smalley, Young

SB 198 – General Government

Ayes: Coleman, Dahm, Dugger, Hall, Howard, Montgomery, Pederson, Smalley
Nays: Floyd, Scott, Sharp, Young

SB 240 – General Government

Ayes: Coleman, Dahm, Dugger, Hall, Howard, Montgomery, Pederson, Scott, Sharp,
Smalley
Nays: Floyd, Young

CS for SB 335 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk,
Young

SB 450 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Smalley, Young

CS for SB 664 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Stanislawski, Young

SB 666 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Stanislawski, Young

CS for SB 720 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk, Stanislawski, Young

CS for SB 804 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Pugh, Stanislawski, Young
Nays: Shaw

CS for SB 881 – Energy

Ayes: Allen, Boren, Bullard, Daniels, Jech, Matthews, Murdock, Paxton, Quinn, Rader, Standridge, Weaver

SB 900 – Business, Commerce and Tourism

Ayes: Bice, Leewright, McCortney, Newhouse, Silk
Nays: Bergstrom, Brooks, Shaw, Young

CS for SB 904 – Energy

Ayes: Allen, Boren, Bullard, Daniels, Jech, Matthews, Paxton, Quinn, Rader, Standridge, Weaver

CS for SB 1004 – Energy

Ayes: Allen, Bullard, Jech, Paxton, Quinn, Rader, Standridge, Weaver
Nays: Boren, Matthews, Murdock

CS for SB 1005 – Energy

Ayes: Allen, Boren, Bullard, Daniels, Jech, Matthews, Murdock, Paxton, Quinn, Rader, Standridge, Weaver

COMMITTEE REPORTS

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

DO PASS:

SB 145 – General Government

Ayes: Coleman, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Sharp, Young

Nays: Dahm, Smalley

SB 262 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Smalley, Young

SB 422 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Pugh, Shaw, Young

Nays: Newhouse, Silk

SB 651 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Silk, Young

SB 716 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Shaw, Stanislawski, Young

Nays: Pugh, Silk

DO PASS, As Amended:

SB 499 – General Government

Ayes: Coleman, Dahm, Dugger, Floyd, Hall, Howard, Montgomery, Pederson, Scott, Sharp, Smalley, Young

SB 661 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Stanislawski, Young

SB 670 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Stanislawski, Young

CS for SB 802 – Business, Commerce and Tourism

Ayes: Bergstrom, Bice, Brooks, Leewright, McCortney, Newhouse, Pugh, Shaw, Stanislawski, Young

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

- SB 21** - Coauthored by Representative Caldwell (Trey) (principal House author)
- SB 24** - Coauthored by Representative Steagall (principal House author)
- SB 32** - Coauthored by Representative Echols (principal House author)
- SB 81** - Remove as principal author Representative Hardin (Tommy) and substitute with Representative Newton
- SB 106** - Coauthored by Representative Strom (principal House author)
- SB 185** - Coauthored by Representative Manger (principal House author)
- SB 210** - Coauthored by Senator Hicks
- SB 235** - Coauthored by Representative Johns (principal House author)
- SB 245** - Coauthored by Representative Osburn (principal House author)
- SB 259** - Coauthored by Representative Meredith (principal House author)
- SB 345** - Coauthored by Representative Caldwell (Trey)
- SB 422** - Coauthored by Representative West (Kevin) (principal House author)
- SB 473** - Coauthored by Representative Fetgatter (principal House author)
- SB 496** - Coauthored by Senator Paxton
- SB 509** - Coauthored by Senator Rosino
Coauthored by Senator David
- SB 547** - Coauthored by Representative Hasenbeck (principal House author)
- SB 575** - Coauthored by Representative Randleman (principal House author)
Coauthored by Representative Kiger
- SB 603** - Coauthored by Senator Rosino
- SB 607** - Coauthored by Representative West (Kevin) (principal House author)
- SB 635** - Coauthored by Representative Taylor (principal House author)
- SB 705** - Coauthored by Representative Wallace (principal House author)
- SB 717** - Coauthored by Representative Manger (principal House author)
- SB 721** - Coauthored by Representative Hilbert (principal House author)
- SB 722** - Coauthored by Representative Lawson (principal House author)
- SB 733** - Coauthored by Senator Dugger
- SB 770** - Coauthored by Representative Caldwell (Trey) (principal House author)
- SB 799** - Remove as author Senator Thompson; authored by Senator Bice
- SB 918** - Coauthored by Representative West (Tammy) (principal House author)

SB 931 - Coauthored by Representative Miller (principal House author)

SB 943 - Coauthored by Representative McCall (principal House author)

SB 1001 - Coauthored by Representative Kerbs (principal House author)

Pursuant to the David motion, the Senate adjourned at 10:35 a.m. to meet Monday, February 18, 2019, at 1:30 p.m.