

Senate Journal

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

Fortieth Legislative Day, Thursday, April 11, 2019

The Senate was called to order by Senator Bice.

Roll Call:

Present: Allen, Bergstrom, Bice, Boggs, Boren, Brooks, Bullard, Coleman, Dahm, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Jech, 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.—45.

Excused: Ikley-Freeman, Kidd and Silk.—3.

Senator Bice declared a quorum present.

The prayer was offered by Reverend Anthony Scott, First Baptist Church North Tulsa, Tulsa, the guest of Senator Matthews.

INTRODUCTION

Senator Jech introduced his wife, Vicky, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 29, 59, 104, 294, 509, 722, 853 and 923 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

HB 1070 was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

HB 2281 - Withdrawn from Public Safety and Appropriations and referred to Public Safety

HB 2520 - Withdrawn from Education and Appropriations and referred to Education

HB 2639 - Withdrawn from Judiciary and Appropriations and referred to Judiciary

GENERAL ORDER

HB 1094 by Osburn and Munson of the House and Smalley of the Senate was called up for consideration.

Senator Smalley moved that **HB 1094** be advanced, which motion was declared adopted.

THIRD READING

HB 1094 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, Dahm, Daniels, David, Dossett, Dugger, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson and Weaver.--41.

Excused: Floyd, Ikley-Freeman, Kidd, Scott, Silk, Treat and Young.--7.

The bill passed.

HB 1094 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1095 by Osburn of the House and Smalley of the Senate was called up for consideration.

Senator Smalley moved to amend **HB 1095**, Page 15, Line 1, by inserting after the word "the" and before the word "authority" the word "exclusive", which amendment was declared adopted.

Senator Smalley moved that **HB 1095** be advanced, which motion was declared adopted.

THIRD READING

HB 1095 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, Coleman, Daniels, David, Dugger, Hall, Haste, Howard, Jech, Leewright, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson and Weaver.--34.

Nay: Boren, Brooks, Bullard, Dahm, Dossett, Floyd, Hicks, Kirt, Matthews and Young.--10.

Excused: Ikley-Freeman, Kidd, Silk and Treat.--4.

The bill passed.

HB 1095 was referred for engrossment.

GENERAL ORDER

HB 2282 by Pfeiffer et al. of the House and Rosino et al. of the Senate was called up for consideration.

Senator Rosino moved to amend **HB 2282**, Page 1, by restoring the title and emergency clause, which amendment was declared adopted.

Senator Rosino moved that **HB 2282** be advanced, which motion was declared adopted.

THIRD READING

HB 2282 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, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Weaver and Young.--44.

Excused: Ikley-Freeman, Kidd, Silk and Treat.--4.

The bill and emergency passed.

HB 2282 was referred for engrossment.

GENERAL ORDER

HB 1296 by Miller and Luttrell of the House and Rosino of the Senate was called up for consideration.

Senator Rosino moved to amend **HB 1296**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 1296** to the engrossed version of the bill.

Senator Rosino moved that **HB 1296** be advanced, which motion was declared adopted.

THIRD READING

HB 1296 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, Dahm, Daniels, David, Dossett, Dugger, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Weaver and Young.--42.

Excused: Floyd, Ikley-Freeman, Kidd, Newhouse, Silk and Treat.--6.

The bill passed.

HB 1296 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2151 by Pfeiffer of the House and Rader of the Senate was called up for consideration.

Senator Rader moved that **HB 2151** be advanced, which motion was declared adopted.

THIRD READING

HB 2151 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, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Standridge, Stanislawski, Stanley, Thompson, Weaver and Young.--41.

Nay: Smalley.--1.

Excused: Floyd, Ikley-Freeman, Kidd, Newhouse, Silk and Treat.--6.

The bill and emergency passed.

HB 2151 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2516 by West (Tammy) and Ford of the House and Weaver et al. of the Senate was called up for consideration.

Senator Weaver moved to amend **HB 2516**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Weaver moved that **HB 2516** be advanced, which motion was declared adopted.

THIRD READING

HB 2516 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, Dahm, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Weaver and Young.--43.

Excused: Ikley-Freeman, Kidd, Newhouse, Silk and Treat.--5.

The bill passed.

HB 2516 was referred for engrossment.

GENERAL ORDER

HB 2348 by Caldwell (Chad) of the House and Pugh of the Senate was called up for consideration.

Senator Pugh moved that **HB 2348** be advanced, which motion was declared adopted.

THIRD READING

HB 2348 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, Dahm, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Weaver and Young.--43.

Excused: Ikley-Freeman, Kidd, Newhouse, Silk and Treat.--5.

The bill passed.

HB 2348 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2351 by Caldwell (Chad) and Moore of the House and McCortney of the Senate was called up for consideration.

Senator McCortney moved that **HB 2351** be advanced, which motion was declared adopted.

THIRD READING

HB 2351 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, Dahm, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Thompson, Weaver and Young.--43.

Excused: Ikley-Freeman, Kidd, Silk, Stanley and Treat.--5.

The bill passed.

HB 2351 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1427 by Loring of the House and Shaw of the Senate was called up for consideration.

Senator Shaw moved that **HB 1427** be advanced, which motion was declared adopted.

THIRD READING

HB 1427 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, Dahm, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Thompson, Weaver and Young.--43.

Excused: Ikley-Freeman, Kidd, Silk, Stanley and Treat.--5.

The bill passed.

HB 1427 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1933 by Manger of the House and Shaw of the Senate was called up for consideration.

Senator Shaw moved to amend **HB 1933**, Page 1, by restoring the title and enacting clause, which amendment was declared adopted.

Senator Shaw moved that **HB 1933** be advanced, which motion was declared adopted.

THIRD READING

HB 1933 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, Dahm, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Thompson, Weaver and Young.--44.

Excused: Ikley-Freeman, Kidd, Silk and Treat.--4.

The bill passed.

HB 1933 was referred for engrossment.

GENERAL ORDER

HB 2605 by Conley et al. of the House and McCortney and Standridge of the Senate was called up for consideration.

Senator McCortney moved that **HB 2605** be advanced, which motion was declared adopted.

THIRD READING

HB 2605 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, Dahm, Daniels, David, Dossett, Dugger, Floyd, Hall, Haste, Hicks, Howard, Jech, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Standridge, Stanislawski, Stanley, Thompson, Weaver and Young.--43.

Excused: Ikley-Freeman, Kidd, Silk, Smalley and Treat.--5.

The bill passed.

HB 2605 was properly signed and ordered returned to the Honorable House.

EXECUTIVE NOMINATIONS

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

Byford, Robin L., Oklahoma City, as a member of the Oklahoma Accountancy Board - Business, Commerce and Tourism

Jones, John D., Nichols Hills, as a member of the Oklahoma Turnpike Authority - Transportation

Khoury, Kevin G., Oklahoma City, as a member of the Physician Manpower Training Commission - Health and Human Services

Smith, Trent, Yukon, as a member of the Oklahoma Employment Security Commission - Business, Commerce and Tourism

Winchester, Jerry, Oklahoma City, as Executive Director of the Oklahoma Department of Tourism and Recreation - Business, Commerce and Tourism

MESSAGES FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 720

SB 731

SB 868 - coauthored by Representatives Patzkowsky and Fetgatter and Senator Dahm

SB 1018

The above-numbered measures were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 29, 59, 104, 294, 509, 722, 853** and **923**.

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

Advising fourth reading of and transmitting for signature Enrolled **HBs 1024, 1071, 2395** and **2454**.

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

Advising rejection of **SAs** to the following bills, requesting conference and naming House Conference Committee on:

HB 1391 - Conference Committee on Government Efficiency

Senator David moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 15, 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:

HB 1347 – Business, Commerce and Tourism

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

HB 1641 – Business, Commerce and Tourism

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

HB 1642 – Business, Commerce and Tourism

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

HB 1643 – Business, Commerce and Tourism

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

HB 2325 – Business, Commerce and Tourism

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

DO PASS, As Amended:

HB 1032 – Business, Commerce and Tourism

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

CS for HB 1114 – Business, Commerce and Tourism

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

CS for HB 1315 – Business, Commerce and Tourism

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

HB 1437 – Rules

Ayes: David, Jech, Kirt, McCortney, Paxton, Simpson, Smalley, Stanislawski, Thompson, Treat
Nays: Daniels

HB 1440 – Rules

Ayes: Allen, Daniels, Jech, Kirt, McCortney, Paxton, Simpson, Smalley, Stanislawski, Thompson

HB 1441 – Rules

Ayes: Allen, Daniels, Jech, Kirt, McCortney, Paxton, Simpson, Smalley, Stanislawski, Thompson

HB 1442 – Rules

Ayes: Allen, Daniels, Jech, Kirt, McCortney, Paxton, Simpson, Smalley, Stanislawski, Thompson

HB 1444 – Rules

Ayes: Allen, Daniels, Jech, Kirt, McCortney, Paxton, Simpson, Smalley, Stanislawski, Thompson

HB 1445 – Rules

Ayes: Allen, Daniels, Jech, Kirt, McCortney, Paxton, Simpson, Smalley, Stanislawski, Thompson

HB 1446 – Rules

Ayes: Allen, Daniels, Jech, Kirt, McCortney, Paxton, Simpson, Smalley, Stanislawski, Thompson

HB 1956 – Business, Commerce and Tourism

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

HB 2363 – Business, Commerce and Tourism

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

CS for HB 2472 – Rules

Ayes: Daniels, David, Jech, McCortney, Paxton, Simpson, Smalley, Stanislawski, Thompson, Treat
Nays: Kirt

HB 2536 – Business, Commerce and Tourism

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

HB 2666 – Business, Commerce and Tourism
Ayes: Bergstrom, Bice, Leewright, McCortney, Newhouse, Pugh, Shaw, Stanislawski,
Young

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

- HB 1435** - Remove as coauthor Senator Dahm
- HB 1437** - Remove as coauthor Senator Dahm
- HB 1438** - Remove as coauthor Senator Dahm
- HB 1439** - Remove as coauthor Senator Dahm
- HB 1440** - Remove as coauthor Senator Dahm
- HB 1441** - Remove as coauthor Senator Dahm
- HB 1442** - Remove as coauthor Senator Dahm
- HB 1444** - Remove as coauthor Senator Dahm
- HB 1445** - Remove as coauthor Senator Dahm
- HB 1446** - Remove as coauthor Senator Dahm

Pursuant to the David motion, the Senate adjourned at 11:05 a.m. to meet Monday, April 15, 2019, at 1:30 p.m.

JOURNAL CORRECTION

Wednesday, April 10, 2019, Thirty-ninth Legislative Day, Page 1036, Line 19, by deleting “Davis” and replacing with “Moore”.