

Senate Journal

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

Fifty-fourth Legislative Day, Wednesday, May 8, 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 Jeremy Freeman, First Baptist Church, Newcastle, the guest of Senator Scott.

INTRODUCTION

Senator Silk introduced his daughter, Isabelle, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 30, 89, 92, 184, 251, 400, 740, 742, 811, 815, 844, 885, 975 and 1038 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

PENDING CONSIDERATION OF HAS

HAs to SBs 508, 510, 511 and 701 were rejected upon motion of Senator David, conference requested, and Senate conferees to be named later.

PENDING CONSIDERATION OF HAS

HAs to SB 135 were concurred in upon motion of Senator Simpson.

SB 135, as amended by the Honorable House, was read 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, Dahm, 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, Silk, Simpson, Smalley, Standridge, Stanislawski, Thompson, Weaver and Young.--44.

Excused: Coleman, Paxton, Stanley and Treat.--4.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 156 were concurred in upon motion of Senator Simpson.

SB 156, as amended by the Honorable House, was read 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, Ikley-Freeman, Jech, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Thompson, Weaver and Young.--45.

Excused: Paxton, Stanley and Treat.--3.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 629 were concurred in upon motion of Senator Simpson.

SB 629, as amended by the Honorable House, was read 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, Ikley-Freeman, Jech, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Thompson, Treat, Weaver and Young.--46.

Excused: Sharp and Stanley.--2.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 220 were concurred in upon motion of Senator Bice.

SB 220, as amended by the Honorable House, was read 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, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Weaver and Young.--44.

Nay: Dahm.--1.

Excused: Stanley, Thompson and Treat.--3.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 378 were concurred in upon motion of Senator Standridge.

SB 378, as amended by the Honorable House, was read 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, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Stanley, Weaver and Young.--45.

Nay: Dahm.--1.

Excused: Thompson and Treat.--2.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 641 were concurred in upon motion of Senator Montgomery.

SB 641, as amended by the Honorable House, was read 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, 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, Weaver and Young.--46.

Excused: Thompson and Treat.--2.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 603 were concurred in upon motion of Senator Montgomery.

SB 603, as amended by the Honorable House, was read 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, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Stanley, Weaver and Young.--45.

Nay: Dahm.--1.

Excused: Thompson and Treat.--2.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 712 were concurred in upon motion of Senator David.

SB 712, as amended by the Honorable House, was read 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, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Standridge, Stanislawski, Stanley, Weaver and Young.--44.

Nay: Dahm and Silk.--2.

Excused: Thompson and Treat.--2.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 977 were concurred in upon motion of Senator Floyd.

SB 977, as amended by the Honorable House, was read 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, 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, Weaver and Young.--46.

Excused: Thompson and Treat.--2.

The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 998 were brought up for consideration upon motion of Senator Murdock.

SB 998, as amended by the Honorable House, was read at length.

HAs to SB 998 failed of adoption upon motion of Senator Murdock.

EXECUTIVE NOMINATIONS

The following executive nomination has been approved by the committee named:

Buck, Steven L., Oklahoma City, as the Cabinet Secretary of Human Services and Early Childhood Initiatives, to serve at the pleasure of the Governor, succeeding a new position. (Health and Human Services Committee) Motion to confirm made by Senator Kim David on behalf of Senator Greg Treat.

Motion to confirm the above named executive nomination was declared adopted upon roll call 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, Silk, Simpson, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--46.

Excused: Smalley and Standridge.--2.

The following executive nomination has been approved by the committee named:

Buck Steven L., Oklahoma City, as the Executive Director of the Office of Juvenile Affairs, to serve at the pleasure of the Governor, succeeding a new position. (Health and Human Services Committee) Motion to confirm made by Senator Greg Treat.

Motion to confirm the above named executive nomination was declared adopted upon roll call 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, Silk, Simpson, Smalley, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--47.

Excused: Standridge.--1.

The following executive nomination has been approved by the committee named:

Flanagan, Jr., William E., Claremore, to the State Board of Education, to serve a four-year term ending April 2, 2023, succeeding himself. (Education Committee) Motion to confirm made by Senator Marty Quinn.

Motion to confirm the above named executive nomination was declared adopted upon roll call as follows:

Aye: Allen, Bergstrom, Bice, Boggs, Bullard, Coleman, Dahm, Daniels, David, Dugger, Hall, Haste, Howard, Jech, Kidd, Leewright, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Shaw, Silk, Simpson, Smalley, Stanislawski, Stanley, Thompson, Treat and Weaver.--37.

Nay: Boren, Brooks, Dossett, Floyd, Hicks, Ikley-Freeman, Kirt, Matthews, Sharp and Young.--10.

Excused: Standridge.--1.

The following executive nomination has been approved by the committee named:

Loughridge, Jerome R., Oklahoma City, as the Cabinet Secretary of Health and Mental Health, to serve at the pleasure of the Governor, succeeding a new position. (Health and Human Services Committee) Motion to confirm made by Senator Ron Sharp.

Motion to confirm the above named executive nomination was declared adopted upon roll call 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, Silk, Simpson, Smalley, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--47.

Excused: Standridge.--1.

The following executive nomination has been approved by the committee named:

Pierson, Gary C., Oklahoma City, to the Board of Regents of the University of Oklahoma, to serve an unexpired term ending March 21, 2021, succeeding Bill Burgess. (Education Committee) Motion to confirm made by Senator Carri Hicks.

Motion to confirm the above named executive nomination was declared adopted upon roll call 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, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Simpson, Smalley, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--44.

Nay: Montgomery, Murdock and Silk.--3.

Excused: Standridge.--1.

The following executive nominations have been approved by the committee named:

Fisher, Sr., Eric S., Oklahoma City, to the Regional University System of Oklahoma, to serve an unexpired term ending June 10, 2019, succeeding Mark Stansberry. (Education Committee) Motion to confirm made by Senator Carri Hicks.

Fisher, Sr., Eric S., Oklahoma City, to the Regional University System of Oklahoma, to serve a nine-year term ending June 10, 2028, succeeding himself. (Education Committee) Motion to confirm made by Senator Carri Hicks.

Motion to confirm the above named executive nominations were declared adopted upon roll call as follows:

Aye: Allen, Bergstrom, Bice, Boggs, Boren, Brooks, Coleman, 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, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--44.

Nay: Bullard, Dahm and Silk.--3.

Excused: Standridge.--1.

The following executive nominations have been approved by the committees named:

Burk, II, Donald D., Edmond, to the Oklahoma Board of Licensed Alcohol and Drug Counselors, to serve an unexpired term ending July 1, 2019, succeeding Jane Lepak. (Health and Human Services Committee) Motion to confirm made by Senator Stephanie Bice.

Burk, II, Donald D., Edmond, to the Oklahoma Board of Licensed Alcohol and Drug Counselors, to serve a five-year term ending July 1, 2024, succeeding himself. (Health and Human Services Committee) Motion to confirm made by Senator Stephanie Bice.

Cox, Debbie J., Altus, to the Board of Regents of Western Oklahoma State College, to serve an unexpired term ending March 24, 2024, succeeding Ronald D. Osterhout. (Education Committee) Motion to confirm made by Senator Brent Howard.

Fritz, Steven, Broken Arrow, to the Oklahoma Board of Licensed Alcohol and Drug Counselors, to serve a five-year term ending July 1, 2024, succeeding Maureen Guerrero Priest. (Health and Human Services Committee) Motion to confirm made by Senator Nathan Dahm.

Keller, Edward F., Tulsa, to the Oklahoma State University Medical Authority, to serve an unexpired term ending June 1, 2019, succeeding Jerrold L. Hudson. (Health and Human Services Committee) Motion to confirm made by Senator John Haste on behalf of Senator Gary Stanislawski.

Keller, Edward F., Tulsa, to the Oklahoma State University Medical Authority, to serve a three year term ending June 1, 2022, succeeding himself. (Health and Human Services Committee) Motion to confirm made by Senator John Haste on behalf of Senator Gary Stanislawski.

Khoury, Kevin G., Oklahoma City, to the Physician Manpower Training Commission, to serve an unexpired term ending June 5, 2023, succeeding Michael T. Haynes. (Health and Human Services Committee) Motion to confirm made by Senator Kay Floyd.

Martin, Michael P., Stillwater, to the Board of Regents of the Northern Oklahoma College, to serve a five-year term ending June 30, 2024, succeeding Jeffrey Cowan. (Education Committee) Motion to confirm made by Senator Tom Dugger.

Nance, Keith, Ardmore, to the Board of Trustees for the University Center of Southern Oklahoma, to serve a nine-year term ending June 30, 2028, succeeding Kevin Stinson. (Education Committee) Motion to confirm made by Senator Frank Simpson.

Neal, Ann L., Miami, to the Oklahoma Arts Council, to serve a three-year term ending July 1, 2022, succeeding herself. (Education Committee) Motion to confirm made by Senator Micheal Bergstrom.

Walker, Cale D., Chickasha, to the Board of Regents of the University of Science and Arts of Oklahoma, to serve a seven-year term ending June 30, 2026, succeeding Imozelle "Mo" Anderson. (Education Committee) Motion to confirm made by Senator Lonnie Paxton.

Waller, Dr. April R., Skiatook, to the Board of Examiners for Speech-Language Pathology and Audiology, to serve a three-year term ending August 17, 2022, succeeding Deborah Earley. (Health and Human Services Committee) Motion to confirm made by Senator Bill Coleman.

Yates, Tracy L., Edmond, to the Oklahoma Lottery Commission-Board of Trustees, to serve a five-year term ending January 1, 2024, succeeding David C. Ostrowe. (Education Committee) Motion to confirm made by Senator Adam Pugh.

Motions to confirm the above named executive nominations were declared adopted upon roll call 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, Silk, Simpson, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--46.

Nay: Smalley.--1.

Excused: Standridge.--1.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HCR 1007**.

HCR 1007 – By Echols of the House and David of the Senate.

A Concurrent Resolution recalling from the Office of the Governor Enrolled House Bill No. 1022, passed by the 1st Session of the 57th Oklahoma Legislature.

The above-numbered measure was read the first time.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Haste asked unanimous consent to refer **HCR 1007** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

HCR 1007 by Echols of the House and David of the Senate was called up for consideration.

HCR 1007 was adopted upon roll call vote as follows:

Aye: 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, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rosino, Scott, Sharp, Shaw, Silk, Simpson, Smalley, Stanislawski, Stanley, Thompson, Treat, Weaver and Young.--45.

Nay: Allen and Dahm.--2.

Excused: Standridge.--1.

HCR 1007 was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 30, 89, 92, 184, 251, 400, 740, 742, 811, 815, 844, 885, 975** and **1038**.

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

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

SB 616 - Conference Committee on Rules

SB 848 - Conference Committee on Rules

Advising fourth reading of and transmitting for signature Enrolled **HBs 1018, 1279, 1309, 1335, 1881, 1933, 2036, 2142, 2143, 2212, 2311** and **2671**.

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

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1060, 1157, 1278, 1280, 1884, 1940, 2178, 2613 and 2629.**

Advising the signing of and transmitting for signature Enrolled **HCR 1007.**

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

MESSAGE FROM THE HOUSE CONFERENCE COMMITTEE REPORT

Transmitting the following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended.

HB 2632 - coauthored by Burns, Hardin (David), O'Donnell, Johns, Kiger, Hilbert, Moore, Brewer, and Ortega of the House

Conference committee report was read on the above-numbered bill.

EXECUTIVE NOMINATIONS

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

Anderson, Bennett R., Oklahoma City, as a member of the Oklahoma Horse Racing Commission - Finance

Anderson, Bennett R., Oklahoma City, as a member of the Oklahoma Horse Racing Commission - Finance

Bobek, Brian, Oklahoma City, as a member of the State Board of Education - Education

Brewer, Nancy J., Piedmont, as a member of the State Textbook Committee - Education

MacArthur, Brett, Edmond, as a member of the Commission for Educational Quality and Accountability - Education

Nations, Katherine M., Oklahoma City, as a member of the Commission for Educational Quality and Accountability - Education

Shackelford, Lonnie R., Collinsville, as a member of the Oklahoma Uniform Building Code Commission - Business, Commerce and Tourism

Senator David moved that when the clerk's desk is clear, the Senate stand adjourned to convene Thursday, May 9, 2019, at 9:30 a.m., which motion prevailed.

SCs NAMED

Upon motion of Senator David, Senate conferees were appointed as follows:

SB 193 – Pemberton, Stanislawski, Haste, Quinn, Dossett, Ikley-Freeman

SB 310 – GCCA

SB 372 – Daniels, Dahm, Leewright, Paxton, Brooks, Floyd

SB 544 – Murdock, Pederson, Hall, Kidd, Boren, Dossett

SB 616 – Jech, Daniels, Bice, Coleman, Shaw, Brooks, Floyd, Matthews

SB 888 – David, Smalley, Simpson, Daniels, Hicks, Ikley-Freeman

Pursuant to the David motion, the Senate adjourned at 3:00 p.m. to meet Thursday, May 9, 2019, at 9:30 a.m.

JOURNAL CORRECTION

Tuesday, May 7, 2019, 53rd Legislative Day, Page 1309, Line 26, between **1095**, and **1911**, add **1373**.