

# Senate Journal

## First Regular Session of the Fifty-fourth Legislature of the State of Oklahoma

**Twenty-second Legislative Day, Monday, March 11, 2013**

The Senate was called to order by Senator Sykes.

Roll Call:

Present: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.—46.

Excused: Aldridge and Shumate.—2.

Senator Sykes declared a quorum present.

The prayer was offered by Pastor Jerod Smith, Highpointe Church, Oklahoma City, the guest of Senator Treat.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SBs 27, 97, 374, 456, 580, 613, 621, 688, 696, 697, 734, 765, 928, 954, 1096 and 1115** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

### GENERAL ORDER

**SB 316** by Ford of the Senate and Sears of the House was called up for consideration.

Senator Ford moved that **SB 316** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 316** 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, Anderson, Barrington, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Coates, Crain, Dahm, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Loveless, Newberry, Schulz, Shaw, Shortey, Simpson, Standridge, Stanislawski, Sykes and Treat.--31.

Nay: Ballenger, Bass, Boggs, Burrage, Ellis, Garrison, Johnson (C), McAffrey, Paddack, Sharp, Sparks and Wyrick.--12.

Excused: Aldridge, Ivester, Marlatt, Mazzei and Shumate.--5.

The bill passed and the emergency failed.

**SB 316** was referred for engrossment.

**GENERAL ORDER**

**SB 423** by Sparks of the Senate and Virgin of the House was called up for consideration.

Senator Sparks moved to amend **SB 423**, Page 2, Line 7, by inserting after the word "school" and before the semi-colon the following: ", private school or other means of education in accordance with Oklahoma law", which amendment was declared adopted.

Senator Sparks moved to amend **SB 423**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Sparks moved that **SB 423** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 423** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--43.

Excused: Aldridge, Brown, Ivester, Mazzei and Shumate.--5.

The bill and emergency passed.

**SB 423** was referred for engrossment.

### **GENERAL ORDER**

**SB 37** by Anderson of the Senate and Ritze of the House was called up for consideration.

Senator Anderson moved that **SB 37** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 37** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--43.

Excused: Aldridge, Brown, Ivester, Mazzei and Shumate.--5.

The bill passed.

**SB 37** was referred for engrossment.

### **GENERAL ORDER**

**SB 101** by Anderson of the Senate and Enns of the House was called up for consideration.

Senator Anderson moved that **SB 101** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 101** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--43.

Excused: Aldridge, Brown, Ivester, Mazzei and Shumate.--5.

The bill and emergency passed.

**SB 101** was referred for engrossment.

### **GENERAL ORDER**

**SB 367** by Anderson of the Senate and Enns of the House was called up for consideration.

Senator Anderson moved that **SB 367** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 367** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Loveless, Marlatt, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes and Treat.--39.

Nay: Garrison, Johnson (C), McAffrey and Wyrick.--4.

Excused: Aldridge, Brown, Ivester, Mazzei and Shumate.--5.

The bill and emergency passed.

**SB 367** was referred for engrossment.

### **GENERAL ORDER**

**SB 406** by Anderson of the Senate and Hickman of the House was called up for consideration.

Senator Anderson moved that **SB 406** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 406** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--43.

Excused: Aldridge, Brown, Ivester, Mazzei and Shumate.--5.

The bill passed.

**SB 406** was referred for engrossment.

**GENERAL ORDER**

**SB 814** by Anderson of the Senate and Enns of the House was called up for consideration.

Senator Anderson moved that **SB 814** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 814** was read for the third time at length.

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

Aye: Anderson, Ballenger, Barrington, Bass, Bingman, Branan, Brecheen, Brooks, Burrage, Coates, Crain, Ellis, Fields, Ford, Garrison, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Stanislawski and Wyrick.--34.

Nay: Allen, Boggs, Brinkley, Brown, Dahm, David, Griffin, Shortey, Standridge, Sykes and Treat.--11.

Excused: Aldridge, Mazzei and Shumate.--3.

The bill and emergency passed.

**SB 814** was referred for engrossment.

### **GENERAL ORDER**

**SB 1111** by Anderson of the Senate and Thomsen of the House was called up for consideration.

Senator Anderson moved that **SB 1111** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 1111** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Aldridge, Mazzei and Shumate.--3.

Not Voting: Sharp.--1.

\*Senator Sharp asked to be shown not voting on **SB 1111** for reason of personal interest, as provided in Article V, Section 24, Oklahoma Constitution.

The bill and emergency passed.

**SB 1111** was referred for engrossment.

### **GENERAL ORDER**

**SJR 4** by Anderson and Ivester of the Senate and Jackson of the House was called up for consideration.

Senator Anderson moved that **SJR 4** be advanced, which motion was declared adopted.

**THIRD READING**

**SJR 4** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Aldridge, Mazzei and Shumate.--3.

The resolution passed.

**SJR 4** was referred for engrossment.

**GENERAL ORDER**

**SJR 13** by Anderson of the Senate and Russ of the House was called up for consideration.

Senator Anderson moved that **SJR 13** be advanced, which motion was declared adopted.

**THIRD READING**

**SJR 13** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Loveless, Marlatt, McAffrey, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--40.

Nay: Bass, David, Jolley, Newberry and Treat.--5.

Excused: Aldridge, Mazzei and Shumate.--3.

The resolution passed.

**SJR 13** was referred for engrossment.

**GENERAL ORDER**

**SJR 8** by Bingman et al of the Senate and Shannon of the House was called up for consideration.

Senator Bingman moved to amend **SJR 8**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Bingman moved that **SJR 8** be advanced, which motion was declared adopted.

**THIRD READING**

**SJR 8** was read for the third time at length.

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

Aye: Allen, Anderson, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Ellis, Fields, Ford, Griffin, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Standridge, Stanislawski, Sykes and Treat.--37.

Nay: Ballenger, Bass, Burrage, Coates, Garrison, Johnson (C), McAffrey, Sparks and Wyrick.--9.

Excused: Aldridge and Shumate.--2.

The bill passed.

**SJR 8** was referred for engrossment.

**GENERAL ORDER**

**SB 521** by Treat and David of the Senate and Nelson of the House was called up for consideration.

Senator Treat moved that **SB 521** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 521** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford,

Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Aldridge, Brown, Mazzei and Shumate.--4.

The bill and emergency passed.

**SB 521** was referred for engrossment.

### **GENERAL ORDER**

**SB 907** by Treat and Ivester of the Senate and Osborn of the House was called up for consideration.

Senator Treat moved that **SB 907** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 907** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Aldridge, Brown, Mazzei and Shumate.--4.

The bill passed.

**SB 907** was referred for engrossment.

### **GENERAL ORDER**

**SB 1008** by Treat and Mazzei of the Senate and McDaniel (Randy) of the House was called up for consideration.

Senator Treat moved that **SB 1008** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 1008** 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, Barrington, Bingman, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Dahm, David, Fields, Ford, Griffin, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes and Treat.--36.

Nay: Anderson, Ballenger, Bass, Boggs, Crain, Ellis, Garrison, Johnson (C), McAffrey and Wyrick.--10.

Excused: Aldridge and Shumate.--2.

The bill and emergency passed.

**SB 1008** was referred for engrossment.

**GENERAL ORDER**

**SB 324** by Wyrick of the Senate and Glenn of the House was called up for consideration.

Senator Wyrick moved that **SB 324** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 324** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Aldridge, Mazzei and Shumate.--3.

The bill passed.

**SB 324** was referred for engrossment.

**GENERAL ORDER**

**SB 360** by Wyrick of the Senate and Cox of the House was called up for consideration.

Senator Wyrick moved that **SB 360** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 360** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Aldridge, Mazzei and Shumate.--3.

The bill and emergency passed.

**SB 360** was referred for engrossment.

**GENERAL ORDER**

**SB 478** by Wyrick of the Senate and Glenn of the House was called up for consideration.

Senator Wyrick moved that **SB 478** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 478** was read for the third time at length.

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

Aye: Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brooks, Burrage, Coates, Crain, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Stanislawski and Wyrick.--37.

Nay: Allen, Brinkley, Brown, Dahm, David, Standridge, Sykes and Treat.--8.

Excused: Aldridge, Mazzei and Shumate.--3.

The bill and emergency passed.

**SB 478** was referred for engrossment.

### **GENERAL ORDER**

**SB 860** by Wyrick of the Senate and Glenn of the House was called up for consideration.

Senator Wyrick moved that **SB 860** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 860** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Aldridge, Mazzei and Shumate.--3.

The bill passed.

**SB 860** was referred for engrossment.

### **GENERAL ORDER**

**SB 268** by Stanislawski of the Senate and Jordan of the House was called up for consideration.

Senator Stanislawski moved that **SB 268** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 268** was read for the third time at length.

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

Aye: Bingman, Branan, Brinkley, Brown, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Loveless, Marlatt, Mazzei, Newberry, Paddack, Schulz, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes and Treat.--26.

Nay: Allen, Anderson, Ballenger, Barrington, Bass, Boggs, Brecheen, Brooks, Burrage, Coates, Dahm, Ellis, Garrison, Ivester, Johnson (C), Justice, McAffrey, Sharp, Shaw and Wyrick.--20.

Excused: Aldridge and Shumate.--2.

The bill passed and the emergency failed.

**SB 268** was referred for engrossment.

**Senator Brinkley presiding.**

### **GENERAL ORDER**

**SB 280** by Stanislawski of the Senate and Casey of the House was called up for consideration.

Senator Stanislawski moved that **SB 280** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 280** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--46.

Excused: Aldridge and Shumate.--2.

The bill passed.

**SB 280** was referred for engrossment.

**GENERAL ORDER**

**SB 419** by Stanislawski of the Senate and Quinn of the House was called up for consideration.

Senator Stanislawski moved that **SB 419** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 419** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Aldridge, Mazzei and Shumate.--3.

The bill and emergency passed.

**SB 419** was referred for engrossment.

**GENERAL ORDER**

**SB 991** by Stanislawski of the Senate and Osborn of the House was called up for consideration.

Senator Stanislawski moved to amend **SB 991**, Page 2, Line 11, by inserting after the word "However," and before the word "insurers" the words "for policies issued prior to January 1, 2014," which amendment was declared adopted.

Senator Stanislawski moved that **SB 991** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 991** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--46.

Excused: Aldridge and Shumate.--2.

The bill passed.

**SB 991** was referred for engrossment.

### **GENERAL ORDER**

**SB 585** by Mazzei and Brinkley of the Senate and Sears of the House was called up for consideration.

Senator Mazzei moved that **SB 585** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 585** was read for the third time at length.

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

Aye: Allen, Barrington, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Schulz, Sharp, Shaw, Shortey, Simpson, Standridge, Stanislawski, Sykes and Treat.--33.

Nay: Anderson, Ballenger, Bass, Burrage, Coates, Ellis, Garrison, Ivester, Johnson (C), McAffrey, Paddack, Sparks and Wyrick.--13.

Excused: Aldridge and Shumate.--2.

The bill passed.

**SB 585** was referred for engrossment.

**GENERAL ORDER**

**SB 752** by Ivester of the Senate and Banz of the House was called up for consideration.

Senator Ivester moved that **SB 752** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 752** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Aldridge, Jolley and Shumate.--3.

The bill passed.

**SB 752** was referred for engrossment.

**Senator Sykes presiding.**

**GENERAL ORDER**

**SB 772** by Ivester of the Senate and Banz of the House was called up for consideration.

Senator Ivester moved that **SB 772** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 772** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Loveless,

Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Aldridge, Jolley, Mazzei and Shumate.--4.

The bill passed.

**SB 772** was referred for engrossment.

### **GENERAL ORDER**

**SB 582** by Brinkley of the Senate and Quinn of the House was called up for consideration.

Senator Brinkley moved that **SB 582** be advanced, which motion was declared adopted.

### **THIRD READING**

**SB 582** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Aldridge, Jolley, Mazzei and Shumate.--4.

The bill passed.

**SB 582** was referred for engrossment.

### **GENERAL ORDER**

**SB 583** by Brinkley of the Senate and Quinn of the House was called up for consideration.

Senator Brinkley moved that **SB 583** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 583** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Aldridge, Jolley, Mazzei and Shumate.--4.

The bill passed.

**SB 583** was referred for engrossment.

**GENERAL ORDER**

**SB 733** by Brinkley of the Senate and Shannon of the House was called up for consideration.

Senator Brinkley moved that **SB 733** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 733** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Loveless, Marlatt, Mazzei, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Aldridge, Jolley and Shumate.--3.

The bill and emergency passed.

**SB 733** was referred for engrossment.

## **EXECUTIVE SESSION**

President Pro Tempore Bingman asked unanimous consent that the Senate enter into Executive Session, and that all guests in the gallery and staff in the chamber be excused.

Senator Burrage concurred with the unanimous consent request, without objection the Senate entered into Executive Session.

\*

President Pro Tempore Bingman moved that the Senate exit Executive Session and that the regular session resume, which motion was declared adopted.

## **GENERAL ORDER**

**SB 287** by Paddack of the Senate and Floyd of the House was called up for consideration.

Senator Paddack moved to amend **SB 287**, Page 1, by striking the title, which amendment was declared adopted.

Senator Paddack moved that **SB 287** be advanced, which motion was declared adopted.

## **THIRD READING**

**SB 287** was read for the third time at length.

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

Aye: Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--43.

Excused: Aldridge, Ivester, Jolley, Mazzei and Shumate.--5.

The bill passed.

**SB 287** was referred for engrossment.

**GENERAL ORDER**

**SB 451** by Paddack and David of the Senate and Schwartz of the House was called up for consideration.

Senator Paddack moved to amend **SB 451**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Paddack moved that **SB 451** be advanced, which motion was declared adopted.

**THIRD READING**

**SB 451** 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Aldridge, Jolley, Mazzei and Shumate.--4.

The bill and emergency passed.

**SB 451** was referred for engrossment.

**UNANIMOUS CONSENT REQUEST  
MOTION TO RECONSIDER VOTES**

Senator Schulz asked unanimous consent, which was granted to invoke the provisions of Rule 12-21A to allow all motions to reconsider votes be disposed of on the same day such notice is served.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 12, 2013, at 9:30 a.m., which motion prevailed.

**MESSAGE FROM THE HOUSE**

Advising passage of and transmitting for consideration Engrossed **HBs 1094, 1115, 1257, 1416, 1455, 1467, 1469, 1470, 1513, 1532, 1625, 1660, 1875, 1923, 1990, 2005, 2052, 2060, 2171 and 2231.**

**HB 1094** – By Roberts (Dustin), Scott, Walker, Hoskin, Hall, Sherrer, Smalley, Bennett and Casey of the House and Simpson of the Senate.

An Act relating to public health and safety; creating the Home Bakery Act of 2013; defining terms; exempting certain establishment from licensing requirements; requiring certain establishment that sells prepared food to affix certain labeling information; providing for penalty; providing for certain construction; providing for codification; and providing an effective date.

**HB 1115** – By Rousselot of the House and Ballenger of the Senate.

An Act relating to fire departments; requiring approval from the board of county commissioners before a municipal fire department changes its service area if county has levied certain sales tax; and providing for codification.

**HB 1257** – By Moore, Johnson, Jackson and Sherrer of the House and Barrington of the Senate.

An Act relating to roads, bridges and ferries; creating the Historic Chisholm Trail Bike Route; providing for costs associated with signage; requiring markers contingent on funding and establishment of a shoulder lane; providing for bike lane contingent on funding; providing for codification; and providing an effective date.

**HB 1416** – By Hall, Hoskin and Sherrer of the House and Mazzei and Loveless of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 3603, as amended by Section 1, Chapter 310, O.S.L. 2012 (68 O.S. Supp. 2012, Section 3603), which relates to the Oklahoma Quality Jobs Program Act; modifying provisions related to net benefit rate computation; and providing an effective date.

**HB 1455** – By Murphey and Walker of the House and Jolley of the Senate.

An Act relating to governmental entities; creating the Streamlining and Savings Act of 2013; repealing 2 O.S. 2011, Section 3-2, which relates to the Fire Ant Research and Management Advisory Committee; amending 2 O.S. 2011, Section 3-101, which relates to the Oklahoma Apiary Act; eliminating the Apiary Advisory Committee; amending 2 O.S. 2011, Section 5-3.2, which relates to the Oklahoma Agriculture Enhancement and Diversification Act; deleting reference to the Oklahoma Agriculture Enhancement and Diversification Advisory Board; repealing 2 O.S. 2011, Section 5-3.5, which relates to Oklahoma Agriculture Enhancement and Diversification Advisory Board; repealing 2 O.S. 2011, Section 7-10, which relates to the Southern Dairy Compact; repealing 2 O.S. 2011, Section 10-9.2, which relates to the rule advisory committee for the State Board of Agriculture for the Oklahoma Registered Poultry Feeding Operations Act; amending 2 O.S. 2011, Section 10-9.12, which relates to the Oklahoma Registered Poultry Feeding

Operations Act; removing requirement to consider comments by the rule advisory committee; repealing 2 O.S. 2011, Sections 15-60.1, 15-60.2, 15-60.3, as amended by Section 10, Chapter 304, O.S.L. 2012, and 15-60.4 (2 O.S. Supp. 2012, Section 15-60.3), which relate to Oklahoma County Fair Enhancement Program; repealing 2 O.S. 2011, Section 16-13, which relates to the forestry cost-share advisory committee; repealing 2 O.S. 2011, Sections 18-43.1, 18-43.2, 18-43.3 and 18-43.4, which relate to the Oklahoma Dairy Promotion Act; repealing 2 O.S. 2011, Section 20-5, which relates to rule advisory committee for the State Board of Agriculture for the Oklahoma Swine Feeding Operations Act; repealing 2 O.S. 2011, Section 20-43, which relates to rule advisory committee for the State Board of Agriculture for the Oklahoma Concentrated Animal Feeding Operations Act; repealing 2 O.S. 2011, Section 1950.11, which relates to the Oklahoma Biofuels Development Advisory Committee; repealing 3A O.S. 2011, Section 706, which relates to the Lottery Retailer Advisory Board; repealing 18 O.S. 2011, Section 381.5a, which relates to the Savings and Loan Advisory Council; amending 27A O.S. 2011, Section 1-1-202, which relates to the powers and duties of the state environmental agencies; deleting the State Water Quality Standards Advisory Committee; deleting duties of the Committee; amending 27A O.S. 2011, Section 2-2-201, which relates to advisory councils; removing certain advisory council; adding jurisdictional areas for certain advisory council; deleting membership requirements of certain advisory council; repealing 36 O.S. 2011, Section 2211, which relates to the Health Care Indemnity Fund Task Force; repealing 47 O.S. 2011, Section 40-122, which relates to the Advisory Committee for Motorcycle Safety and Education; repealing 53 O.S. 2011, Section 7.3, which relates to the Buffalo Soldiers Heritage Corridor Advisory Committee; amending 53 O.S. 2011, Sections 400 and 402, which relate to the Oklahoma American Civil War Sesquicentennial Commission; providing sunset date for Commission and advisory council; repealing 57 O.S. 2011, Section 508.2c, as amended by Section 244, Chapter 304, O.S.L. 2012 (57 O.S. Supp. 2012, Section 508.2c), which relates to the creation of the Oklahoma Integrated Justice Information Systems (OIJIS) Steering Committee; repealing 59 O.S. 2011, Section 1103, as amended by Section 1, Chapter 55, O.S.L. 2012 (59 O.S. Supp. 2012, Section 1103), which relates to waterworks and wastewater works advisory council; amending 59 O.S. 2011, Sections 1202, 1209, 1210, 1211 and 1216, which relate to foresters; replacing State Board of Registration for registered foresters with the State Board of Agriculture; removing references to State Board of Registration for Foresters; transferring duties of the secretary to the Board; repealing 59 O.S. 2011, Sections 1203, as amended by Section 1, Chapter 72, O.S.L. 2012, and by Section 279, Chapter 304, O.S.L. 2012, 1204, 1206, 1207 and 1208 (59 O.S. Supp. 2012, Section 1203), which relate to the State Board of Registration for Foresters; repealing 60 O.S. 2011, Sections 180.51, 180.52, 180.53, 180.54 and 180.55, which relate to trusts for water pollution control projects; amending 62 O.S. 2011, Section 35.8, as amended by Section 417, Chapter 304, O.S.L. 2012 (62 O.S. Supp. 2012, Section 35.8), which relates to the Information Technology Consolidation and Coordination Act; deleting references to the Oklahoma Integrated Justice Information Systems Steering Committee; repealing 62 O.S. 2011, Section 88.3, which relates to the Oklahoma Linked Deposit Review Board; amending 63 O.S. 2011, Section 683.6, which relates to the Emergency Management Advisory Council; abolishing the Emergency Management Advisory Council; amending 63 O.S. 2011, Sections 683.26 and 683.28, which relate to the Oklahoma Office of Volunteerism; abolishing the Oklahoma Office of Volunteerism;

deleting references to the Oklahoma Office of Volunteerism; repealing 63 O.S. 2011, Sections 683.27, as amended by Section 507, Chapter 304, O.S.L. 2012, 683.30 and 683.31 (63 O.S. Supp. 2012, Section 683.27), which relate to the transfer of the Oklahoma Office of Volunteerism and duties of the Oklahoma Commission on Volunteerism; repealing 66 O.S. 2011, Section 323.1, which relates to the Eastern Flyer Passenger Rail Development Task Force; amending 68 O.S. 2011, Section 205, which relates to the Oklahoma Tax Commission; removing references to the Incentive Review Committee; repealing 68 O.S. 2011, Section 205.4, which relates to the Incentive Review Committee; repealing 68 O.S. 2011, Section 302-6, which relates to the Cigarette and Tobacco Tax Advisory Committee; repealing 68 O.S. 2011, Section 1354.12 and 1354.13, which relate to the Legislative Oversight Committee on the Streamlined Sales Tax System; amending 68 O.S. 2011, Section 3603, as amended by Section 1, Chapter 310, O.S.L. 2012 (68 O.S. Supp. 2012, Section 3603), which relates to the Oklahoma Quality Jobs Program Act; modifying definition; amending 68 O.S. 2011, Section 3604, which relates to Oklahoma Quality Jobs Program Act; modifying reference to Oklahoma State Data Center; amending 68 O.S. 2011, Section 3604.1, which relates to Oklahoma Quality Jobs Program Act; modifying reference to Oklahoma State Data Center; amending 68 O.S. 2011, Section 3607, which relates to Oklahoma Quality Jobs Program Act; modifying reference to Oklahoma State Data Center; amending 68 O.S. 2011, Section 3903, which relates to Small Employer Quality Jobs Incentive Act; modifying reference to Oklahoma State Data Center; amending 68 O.S. 2011, Section 3904, which relates to Small Employer Quality Jobs Incentive Act; modifying reference to Oklahoma State Data Center; amending 68 O.S. 2011, Section 3914, which relates to 21st Century Quality Jobs Incentive Act; modifying reference to Oklahoma State Data Center; amending 68 O.S. 2011, Section 50011, which relates to the Oklahoma Tourism Promotion Act; deleting definition; repealing 68 O.S. 2011, Section 50015, which relates to the Oklahoma Tourism Promotion Advisory Committee; repealing 69 O.S. 2011, Sections 420 and 421, as amended by Section 573, Chapter 304, O.S.L. 2012 (69 O.S. Supp. 2012, Section 421), which relate to Safe Routes to Schools program; repealing 73 O.S. 2011, Section 310, as amended by Section 690, Chapter 304, O.S.L. 2012 (73 O.S. Supp. 2012, Section 310), which relates to the State Facility Capital Needs Committee; repealing Section 6, Chapter 417, O.S.L. 1997, which relates to the State Facility Capital Needs Committee; amending 74 O.S. 2011, Section 2236, which relates to the Office of the Oklahoma Film and Music Commission; changing name of the Office; deleting the Oklahoma Film and Music Commission; deleting the membership and duties of the Commission; repealing 74 O.S. 2011, Sections 2286, 2287, 2288, as amended by Section 999, Chapter 304, O.S.L. 2012, 2289, 2290, 2291, 2292 and 2293 (74 O.S. Supp. 2012, Section 2288), which relate to the Oklahoma Recreation and Development Revolving Fund Advisory Act; providing for transfer of certain funds; amending 74 O.S. 2011, Section 4190, as amended by Section 1019, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 4190), which relates to child care centers for state employees; deleting advisory committee; amending 74 O.S. 2011, Section 5003.10a, which relates to the Department of Commerce; removing references to the International Trade Legislative Advisory Committee; repealing 74 O.S. 2011, Section 5003.10c, which relates to the International Trade Legislative Advisory Committee; repealing 74 O.S. 2011, Sections 5018 and 5019, as amended by Section 1031, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 5019), which relate to the Oklahoma State Data Center; amending 74 O.S. 2011, Sections 5060.1a, 5060.2, as

amended by Section 1035, Chapter 304, O.S.L. 2012, 5060.3, 5060.4, 5060.9, 5060.22 and 5060.30, as amended by Section 1039, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Sections 5060.2 and 5060.30), which relate to the Oklahoma Science and Technology Research and Development Act; deleting references to the Oklahoma Institute of Technology; deleting mission or purpose of the Institute; deleting definition; deleting certain powers and duties of the Oklahoma Science and Technology Research and Development Board; modifying the Oklahoma Institute of Technology Trust Fund; repealing 74 O.S. 2011, Section 5212, which relates to the Spaceport Territory Advisory Council; repealing 74 O.S. 2011, Section 8401, as amended by Section 1052, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 8401), which relates to the War on Terror Memorial Design Committee; amending 75 O.S. 2011, Sections 250.10, 303, 502, 504 and 505, which relate to the Small Business Regulatory Review Committee; modifying references; repealing 75 O.S. 2011, Section 503, which relates to the Small Business Regulatory Review Committee; repealing 82 O.S. 2011, Section 110.30, which relates to the formation and duties of a high-hazard dams study group; repealing 85 O.S. 2011, Section 358, which relates to the Individual Self-Insured Guaranty Fund Board; amending 85 O.S. 2011, Section 365, as amended by Section 1076, Chapter 304, O.S.L. 2012 (85 O.S. Supp. 2012, Section 365), which relates to the Individual Self-Insured Guaranty Fund Board and Group Self-Insurance Association Guaranty Fund Board; modifying references; repealing 85 O.S. 2011, Sections 359 and 360, which relate to the Group Self-Insurance Association Guaranty Fund Board and the Workers' Compensation Self-Insurance Guaranty Fund; amending 85 O.S. 2011, Section 367, which relates to the Oklahoma Workers' Compensation Electronic Data Interchange Advisory Committee; modifying references; repealing Section 2, Chapter 335, O.S.L. 2007, which relates to the Task Force on Dynamic Revenue Forecasting; repealing Section 1, Chapter 163, O.S.L. 2008, which relates to the marginal-quality water technical work group; providing for noncodification; and providing an effective date.

**HB 1467** – By Murphey and Turner of the House and Jolley of the Senate.

An Act relating to health; amending 10A O.S. 2011, Section 1-9-102, which relates to the Oklahoma Children's Code; transferring duties from the Child Abuse Training and Coordination Council to the Infant and Children's Health Advisory Council; amending 47 O.S. 2011, Section 1135.3, which relates to special license plates; requiring organ, eye and tissue license plate to be designed in consultation with the State Department of Health; amending 59 O.S. 2011, Section 61.1, which relates to licensing barbers; directing consideration of recommendations by the Consumer Protection Licensing Advisory Council; amending 59 O.S. 2011, Sections 1150.2, 1150.3, 1150.7, 1150.8 and 1150.9, which relate to the Oklahoma Sanitarian and Environmental Specialist Registration Act; modifying definition; directing consideration of recommendations by the Consumer Protection Licensing Advisory Council; granting State Department of Health authority to approve registration; mandating Department to conduct examinations biannually; modifying entity to certify applicants; amending 59 O.S. 2011, Sections 1902, 1905 and 1919, which relate to the Licensed Professional Counselors Act; modifying definition; directing consideration of recommendations by the Counseling Advisory Council; amending 59 O.S. 2011, Sections 1925.2, 1925.5 and 1925.18, which relate to the Oklahoma Licensed Marital and Family Therapist Advisory Board; modifying definition;

directing consideration of recommendations by the Counseling Advisory Council; amending 59 O.S. 2011, Sections 1931, 1934, 1946, as amended by Section 290, Chapter 304, O.S.L. 2012 and 1947 (59 O.S. Supp. 2012, Section 1946), which relate to the Licensed Behavioral Practitioner Act; modifying definition; directing consideration of recommendations by the Counseling Advisory Council; designating certain fund to be created for the State Department of Health; amending 62 O.S. 2011, Section 155, as amended by Section 446, Chapter 304, O.S.L. 2012 (62 O.S. Supp. 2012, Section 155), which relates to revolving funds; deleting revolving fund for the State Barber Advisory Board; creating the Oklahoma Public Health Advisory Council Modernization Act; establishing eight advisory councils to assist and advise the State Department of Health; providing for meetings; providing for appointments to each advisory council; providing for jurisdictional areas of each advisory council; providing for powers and duties of advisory councils; providing for reimbursement expenses; amending 63 O.S. 2011, Section 1-114.1, which relates to the Comprehensive Childhood Lead Poisoning Prevention Program; directing consideration of recommendations by the Infant and Children's Health Advisory Council; eliminating Childhood Lead Poisoning Prevention Advisory Council; amending 63 O.S. 2011, Sections 1-118, 1-119 and 1-120, which relate to the Division of Health Care Information within the State Department of Health; eliminating Health Care Information Advisory Committee; directing consideration of recommendations by the Health Care Advisory Council; amending 63 O.S. 2011, Sections 1-227.1, 1-227.2 and 1-227.4, which relate to the Child Abuse Prevention Act; deleting terms; directing consideration of recommendations by the Infant and Children's Health Advisory Council; eliminating the interagency child abuse prevention task force; transferring certain duty of task force to the State Department of Health; deleting certain requirement of Commissioner; amending 63 O.S. 2011, Sections 1-229.2, 1-229.5 and 1-229.6, which relate to the Oklahoma Tobacco Use Prevention and Cessation Act; deleting and modifying terms; directing consideration of recommendations by the Advancement of Wellness Advisory Council; eliminating the Tobacco Use Prevention and Cessation Committee; transferring certain duties to the State Department of Health; deleting certain requirements of the state plan; deleting certain requirements concerning invitations to bid; amending 63 O.S. 2011, Section 1-260.2, which relates to the Osteoporosis Prevention and Treatment Education Act; directing consideration of recommendations by the Health Care Advisory Council; amending 63 O.S. 2011, Section 1-270, which relates to a system of care for stroke; deleting reference to Oklahoma Hospital Advisory Council; directing consideration of recommendations by the Hospital and Emergency Response Advisory Council; amending 63 O.S. 2011, Sections 1-556 and 1-557, as amended by Section 480, Chapter 304, O.S.L. 2012 (63 O.S. Supp. 2012, Section 1-557), which relate to breast cancer; eliminating the Oklahoma Breast and Cervical Cancer Prevention and Treatment Advisory Committee; transferring certain duties to the State Department of Health; amending 63 O.S. 2011, Sections 1-564, 1-567 and 1-569, which relate to genetic counselors; directing consideration of recommendations by the Counseling Advisory Council; deleting references to the Genetics Counseling Advisory Committee; providing that State Board of Health rules shall include requirements for maintaining and renewal of genetic counselor license; amending 63 O.S. 2011, Section 1-705, which relates to rules and standards for the construction and operation of hospitals; directing consideration of recommendations by the Hospital and Emergency Response Advisory Council; removing reference to the Oklahoma Hospital Advisory Council;

amending 63 O.S. 2011, Section 1-706.12, which relates to the Emergency Medical Services for Children Resource Center; removing requirement that certain items be submitted to State Department of Health Emergency Medical Services Advisory Council prior to Department action; amending 63 O.S. 2011, Section 1-707, which relates to rules governing hospitals; directing consideration of recommendations by the Hospital and Emergency Response Advisory Council; eliminating the Oklahoma Hospital Advisory Council; amending 63 O.S. 2011, Sections 1-1108, 1-1114, 1-1118 and 1-1134, which relate to the regulation of food by the State Board of Health; directing consideration of recommendations by the Food Service Advisory Council; amending 63 O.S. 2011, Sections 1-1453 and 1-1455, which relate to the Oklahoma Medical Micropigmentation Regulation Act; directing consideration of recommendations by the Consumer Protection Licensing Advisory Council; deleting reference to the Medical Micropigmentation Advisory Committee; amending 63 O.S. 2011, Section 1-1505, which relates to the Diagnostic X-Ray Facility Act; directing consideration of recommendations by the Consumer Protection Licensing Advisory Council; amending 63 O.S. 2011, Sections 1-2503, 1-2506, 1-2511, 1-2512, 1-2530.2, 1-2530.3, 1-2530.5 and 1-2530.8, which relate to the Oklahoma Emergency Response Systems Development Act and the Oklahoma Trauma Systems Improvement and Development Act; modifying definition; directing consideration of recommendations by the Hospital and Emergency Response Advisory Council; deleting references to the Oklahoma Emergency Response Systems Development Advisory Council; removing power of State Commissioner of Health to create Medical Direction Subcommittee; modifying term; amending 63 O.S. 2011, Section 2060, which relates to the Oklahoma Certified Healthy Communities Act; eliminating the Oklahoma Healthy Communities Advisory Committee; directing consideration of recommendations by the Advancement of Wellness Advisory Council; amending 63 O.S. 2011, Section 2061, which relates to the Oklahoma Certified Healthy Schools Act; eliminating the Oklahoma Healthy Schools Advisory Committee; directing consideration of recommendations by the Advancement of Wellness Advisory Council; amending 63 O.S. 2011, Sections 2220.2, 2220.3, as amended by Section 511, Chapter 304, O.S.L. 2012, 2220.5 and 2220.6 (63 O.S. Supp. 2012, Section 2220.3), which relate to organ donations; eliminating the Organ Donor Education and Awareness Program Advisory Council; authorizing State Department of Health and State Department of Education to take certain actions regarding organ donations; amending 70 O.S. 2011, Section 1210.284, which relates to vision screening; eliminating advisory committee concerning vision screening; directing consideration of recommendation by the Health Care Advisory Council; repealing 59 O.S. 2011, Section 61.4, which relates to the State Barber Advisory Board; repealing 59 O.S. 2011, Section 1150.5, as amended by Section 277, Chapter 304, O.S.L. 2012 and 1150.6 (59 O.S. Supp. 2012, Section 1150.5), which relate to the Sanitarian and Environmental Specialist Registration Advisory Council; repealing 59 O.S. 2011, Section 1904, which relates to the Oklahoma Licensed Professional Counselors Advisory Board; repealing 59 O.S. 2011, Section 1925.4, which relates to the Oklahoma Licensed Marital and Family Therapist Advisory Board; repealing 59 O.S. 2011, Section 1933, which relates to the Oklahoma Licensed Behavioral Practitioners Advisory Board; repealing 63 O.S. 2011, Section 1-106.3, which relates to the Oklahoma Food Service Advisory Board; repealing 63 O.S. 2011, Section 1-122, which relates to the Health Care Information Advisory Committee; repealing 63 O.S. 2011, Section 1-227.9, which relates to the Child Abuse Prevention Fund;

repealing 63 O.S. 2011, Section 1-229.4, which relates to the Tobacco Use Prevention and Cessation Advisory Committee; repealing 63 O.S. 2011, Section 1-232.2, which relates to the Shaken Baby Prevention Education Initiative Task Force; repealing 63 O.S. 2011, Section 1-260.4, which relates to the Interagency Council on Osteoporosis; repealing 63 O.S. 2011, Section 1-155, which relates to the Oklahoma Breast and Cervical Cancer Prevention and Treatment Advisory Committee; repealing 63 O.S. 2011, Sections 1-860.13 and 1-860.14, which relate to the Hospice Advisory Board; repealing 63 O.S. 2011, Section 1-1456, which relates to the Medical Micropigmentation Advisory Committee; repealing 63 O.S. 2011, Section 1-1504.1, which relates to the Radiation Advisory Committee; repealing 63 O.S. 2011, Section 1-1753, which relates to the Hearing Aid Advisory Council; repealing 63 O.S. 2011, Section 1-1923, which relates to the Long-Term Care Facility Advisory Board; repealing 63 O.S. 2011, Section 1-1970, which relates to the Home Health Advisory Board; repealing 63 O.S. 2011, Section 1-2516, as amended by Section 1, Chapter 74, O.S.L. 2012 (63 O.S. Supp. 2012, Section 1-2516), which relates to the Oklahoma Emergency Response Systems Development Advisory Council; repealing 63 O.S. 2011, Sections 1-2530.4, 1-2530.6 and 1-2530.7, which relate to the Oklahoma Trauma Systems Improvement and Development Advisory Council; providing for codification; and providing an effective date.

**HB 1469** – By Murphey, Turner and Walker of the House and Jolley of the Senate.

An Act relating to the Oklahoma Commission on Interstate Cooperation; amending 74 O.S. 2011, Section 425, which relates to the establishment and composition of the Commission; clarifying composition; repealing 74 O.S. 2011, Sections 423 and 424, which relate to the Joint Committee on Interstate Cooperation and the Governor’s Committee on Interstate Cooperation; and providing an effective date.

**HB 1470** – By Murphey and Turner of the House and Jolley of the Senate.

An Act relating to state government; creating the Cost Reduction, Efficiency and Reform Act of 2013; amending 27A O.S. 2011, Section 2-2-201, which relates to Advisory Councils; removing certain Advisory Council; adding jurisdictional areas for certain Advisory Council; deleting membership requirements of certain Advisory Council; amending 47 O.S. 2011, Section 40-122, which relates to the Advisory Committee for Motorcycle Safety and Education; placing the Advisory Committee for Motorcycle Safety and Education under the authority of the Oklahoma Highway Safety Office; placing the Commission on Marginally Producing Oil and Gas Wells under the authority of the Oklahoma Energy Resources Board; providing for transfer of property and other items; providing for transfer of personnel and related benefits; providing for transfer of monies; providing for contractual rights and responsibilities; providing for rules; amending 52 O.S. 2011, Sections 703, 704 and 705, as amended by Section 220, Chapter 304, O.S.L. 2012 (52 O.S. Supp. 2012, Section 705), which relate to marginally producing oil and gas wells; changing the levying of certain fee to the Oklahoma Energy Resources Board; changing refund responsibilities to the Oklahoma Energy Resources Board; changing Commission on Marginally Producing Oil and Gas Wells Revolving Fund to the Oklahoma Energy Resources Board Revolving Fund; amending 70 O.S. 2011, Section 3311, as last amended by Section 1, Chapter 84, O.S.L. 2012 (70 O.S. Supp. 2012, Section 3311), which relates to the Council on Law Enforcement Education and Training; abolishing the Advisory Council;

consolidating the Drug Dog Advisory Council with the Bomb Dog Advisory Council; deleting references to the Bomb Dog Advisory Council and procedures for certification; consolidating duties and functions of the Oklahoma Bioenergy Center and Board into the Oklahoma Energy Initiative and Board; transferring duties, obligations and funding to certain agency; authorizing promulgation of rules; repealing 52 O.S. 2011, Sections 700, 701, 702, 706 and 707, which relate to the Commission on Marginally Producing Oil and Gas Wells; repealing 59 O.S. 2011, Section 1103, as amended by Section 1, Chapter 55, O.S.L. 2012 (59 O.S. Supp. 2012, Section 1103), which relates to Waterworks and Wastewater Works Advisory Council; repealing 74 O.S. 2011, Sections 5009.11, 5009.12, 5009.13, 5009.14, 5009.15 and 5009.16, as amended by Section 1026, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2012, Section 5009.16), which relate to the Oklahoma Bioenergy Center Act; providing for codification; providing for noncodification; providing for recodification; and providing an effective date.

**HB 1513** – By Morrisette and Shelton of the House and Sparks of the Senate.

[ prisoner training - vocational-technical education - State Board of Career and Technology Education - cedar tree harvesting training – harvesting - goat management and production training program - Langston University - effective date ]

**HB 1532** – By Banz of the House and Fields of the Senate.

An Act relating to amusements and sports; amending 3A O.S. 2011, Section 724, which relates to lottery proceeds; modifying amount of unclaimed prize monies distributed to Department of Mental Health and Substance Abuse Services; providing an effective date; and declaring an emergency.

**HB 1625** – By Ortega and Hoskin of the House and Ellis of the Senate.

[ revenue and taxation - sales tax exemptions - gross receipts relating to core charges - effective date – emergency ]

**HB 1660** – By Denney of the House and Ford of the Senate.

[ schools - State Aid - Foundation Aid - students in online courses - modifying determination of weighted average daily membership for certain students in online courses - prohibiting school districts from offering virtual education to certain students - effective date - emergency ]

**HB 1875** – By McCall of the House and Jolley of the Senate.

[ revenue and taxation - apportionment of sales and use tax revenue - General Revenue Fund - municipalities and counties ]

**HB 1923** – By DeWitt, Armes, Newell, Sanders, Biggs and Cockroft of the House and Justice of the Senate.

[ environment and natural resources - Emergency Drought Relief Fund - creation of the Emergency Drought Commission ]

**HB 1990** – By Brumbaugh and Murphey of the House and Treat of the Senate.

An Act relating to public buildings and public works; amending 61 O.S. 2011, Sections 60, 61, 62, 63 and 65, as amended by Sections 305, 306, 307, 309 and 310, Chapter 304, O.S.L. 2012, Section 201, Sections 202, 202.1 and 203, as amended by Sections 318, 319 and 320, Chapter 304, O.S.L. 2012, Section 204, as amended by Section 2, Chapter 184, O.S.L. 2012, Section 208, as amended by Section 324, Chapter 304, O.S.L. 2012, Sections 208.1 and 208.2, as amended by Sections 3 and 4, Chapter 184, O.S.L. 2012, Section 208.3 and Sections 209, 210, 213 and 220, as amended by Sections 327, 328, 331 and 332, Chapter 304, O.S.L. 2012 (61 O.S. Supp. 2012, Sections 60, 61, 62, 63, 65, 202, 202.1, 203, 204, 208, 208.1, 208.2, 209, 210, 213 and 220), which relate to the Public Building Construction and Planning Act; modifying references; modifying definitions; creating the Department of Real Estate Services; creating within the Department the position of State Facilities Director; modifying qualifications of Director; requiring the Department of Real Estate Services to perform procurement actions for certain agencies; increasing amount of certain contract; providing exceptions for certain notice and bids; modifying definitions; eliminating annual reporting requirement from the State Construction Administrator; providing State Facilities Director with certain authority; providing that certain terms have certain meanings; modifying duties of the Department; authorizing Department to issue solicitations and award statewide contracts for managed construction service; authorizing Department to provide management and maintenance for certain agencies; allowing Director to authorize exemptions; modifying the State Construction Revolving Fund; modifying the adoption of certain construction standards; eliminating definitions; and providing an effective date.

**HB 2005** – By McNiel and Scott of the House and Brinkley of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 2357.22, which relates to tax credits for certain clean-burning fuel properties; modifying taxable years for which credit available; modifying definitions; and providing an effective date.

**HB 2052** – By Jackson, Nollan, Denney, Cockroft, Mulready and Scott of the House and Halligan of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 1210.229-6, which relates to programs of character education; deleting obsolete language; modifying grades in which character education programs may be offered; providing requirement for character education; modifying scope of certain grants; providing an effective date; and declaring an emergency.

**HB 2060** – By Inman, Ownbey, Hoskin and Sherrer of the House and Shumate of the Senate.

An Act relating to crimes and punishments; creating the Social Services Protection Act; prohibiting assault on Department of Human Services or Department of Rehabilitation Services employee who is performing employment duties; prescribing punishment for violation; prohibiting battery on Department of Human Services or Department of Rehabilitation Services employee who is performing employment duties; prescribing punishment for violation; providing for codification; providing for noncodification; and providing an effective date.

**HB 2171** – By Echols and Dorman of the House and Loveless of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 2368.24, as amended by Section 564, Chapter 304, O.S.L. 2012 (68 O.S. Supp. 2012, Section 2368.24), which relates to an income tax check-off; modifying fund reference; modifying provisions related to expenditures; providing for expenditures related to lupus; and providing an effective date.

**HB 2231** – By Dorman, Murphey, Turner, Cockroft, Derby and Kern of the House and Anderson of the Senate.

An Act relating to civil emergency management; requiring the Office of Management and Enterprise Services to develop mobile application; requiring administration by the Chief Information Officer; providing for content related to preparedness, response, recovery and mitigation; requiring assistance by the Department of Emergency Management; and providing for codification.

The above-numbered measures were read the first time.

## **FIRST READING**

The following were introduced and read the first time:

**SR 6** – By Ballenger.

A Resolution honoring Paul Henry Carr and recognizing his selfless contributions to the state of Oklahoma and his country.

**SR 7** – By Ballenger.

A Resolution declaring April 5th - 9th, 2013, "County Government Week" in Oklahoma; and directing distribution.

**SR 8** – By Stanislawski.

A Resolution celebrating the 33rd anniversary of the Sister-State relationship between Oklahoma and Taiwan; welcoming the Honorable Director General Steve Hsia to the Oklahoma State Senate; and directing distribution.

## **CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**SB 256** - Coauthored by Ford, Burrage

**SB 257** - Coauthored by Ford, Burrage

**SB 258** - Coauthored by Ford, Burrage

**SB 259** - Coauthored by Ford, Burrage

**SB 488** - Coauthored by Johnson (Constance)

**SB 585** - Coauthored by Marlatt, Griffin, Bingman, Ford, Stanislawski, Halligan, Crain, Shaw, Brown, Schulz, Holt, Standridge, Brooks, Loveless, Sykes, David, Fields, Allen, Boggs

**SB 587** - Coauthored by Fields; Coauthored by Pittman

**SB 912** - Remove as principal author Representative Schwartz and substitute with Representative Bennett; Remove as principal author Representative Bennett and substitute with Representative Joyner

**SJR 8** - Coauthored by Anderson, Halligan, Standridge, Holt, Stanislawski, Marlatt, Schulz, Newberry, Brecheen, Simpson, Sykes, Jolley, Brinkley, Barrington, Brown, Fields, David, Justice, Griffin, Johnson (Rob), Shaw, Ford, Loveless, Brooks, Boggs, Sharp

Coauthored by Shortey, Crain

**SR 6** - Authored by Senator Ballenger

**SR 7** - Authored by Senator Ballenger

**SR 8** - Authored by Senator Stanislawski

**HB 1094** - Coauthored by Bennett, Casey

**HB 1294** - Coauthored by Cox

**HB 1416** - Coauthored by Loveless

**HB 1520** - Coauthored by Pittman

**HB 2005** - Coauthored by Scott

**HB 2052** - Coauthored by Scott

Pursuant to the Schulz motion, the Senate adjourned at 4:30 p.m. to meet Tuesday, March 12, 2013, at 9:30 a.m.

## **JOURNAL CORRECTION**

Page 389, Line 17, insert the following:

**SB 527** – Appropriations

Ayes: Brinkley, Crain, David, Ellis, Fields, Ford, Griffin, Halligan, Holt, Johnson (Rob), Newberry, Paddack, Standridge, Stanislawski, Sykes, Justice, Jolley

Page 487, Line 3, insert the following coauthor:

**SB 88** – Coauthored by Fields

Page 487, Line 4, insert the following coauthors:

**SB 228** – Coauthored by Allen and Shortey