

Senate Journal

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

Thirty-seventh Legislative Day, Monday, April 8, 2013

The Senate was called to order by Senator Marlatt.

Roll Call:

Present: Aldridge, 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, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.—
48.

Senator Marlatt declared a quorum present.

The prayer was offered by Reverend Kevin Akins, First Assembly of God, Elk City, the guest of Senator Ivester.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 79, 162, 196, 244, 250, 282, 309, 324, 752 and 772 were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

INTRODUCTION

Senator Dahm introduced former Senator Tom Adelson and Senator Johnson (Constance) introduced her daughter, Adrienne Samuel to the Senate.

GENERAL ORDER

HB 1509 by Peterson and Nollan of the House and Crain of the Senate was called up for consideration.

Senator Crain moved that **HB 1509** be advanced, which motion was declared adopted.

THIRD READING

HB 1509 was read for the third time at length.

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

Aye: Aldridge, Allen, 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, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--45.

Excused: Anderson, Mazzei and Sykes.--3.

The bill passed.

HB 1509 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2166 by Echols et al of the House and Crain and Allen of the Senate was called up for consideration.

Senator Crain moved that **HB 2166** be advanced, which motion was declared adopted.

THIRD READING

HB 2166 was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Treat and Wyrick.--41.

Nay: Johnson (C).--1.

Excused: Anderson, Bingman, Johnson (R), Jolley, Mazzei and Sykes.--6.

The bill passed.

HB 2166 was properly signed and ordered returned to the Honorable House.

EXECUTIVE NOMINATION

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

Douglas, Jerry D., Sand Springs, to the Commission on Consumer Credit, to serve a five year term ending February 15, 2018, succeeding Odell Roland. (Business and Commerce Committee) Motion to confirm made by Senator Dan Newberry.

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

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

Excused: Anderson, Bingman, Johnson (R), Jolley and Mazzei.--5.

GENERAL ORDER

HB 1060 by Kern et al of the House and Stanislawski of the Senate was called up for consideration.

Senator Stanislawski moved that **HB 1060** be advanced, which motion was declared adopted.

THIRD READING

HB 1060 was read for the third time at length.

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

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

Nay: Johnson (C), McAffrey and Shumate.--3.

Excused: Anderson, Bingman, Jolley, Mazzei and Wyrick.--5.

The bill passed.

HB 1060 was referred for engrossment.

GENERAL ORDER

HB 1383 by McDaniel (Randy) of the House and Stanislawski of the Senate was called up for consideration.

Senator Stanislawski moved that **HB 1383** be advanced, which motion was declared adopted.

THIRD READING

HB 1383 was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Treat.--42.

Excused: Anderson, Bingman, Johnson (R), Jolley, Mazzei and Wyrick.--6.

The bill and emergency passed.

HB 1383 was referred for engrossment.

GENERAL ORDER

HB 1638 by Biggs and Hickman of the House and Justice of the Senate was called up for consideration.

Senator Justice moved that **HB 1638** be advanced, which motion was declared adopted.

THIRD READING

HB 1638 was read for the third time at length.

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

Aye: Aldridge, Allen, 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), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Anderson, Johnson (R) and Mazzei.--3.

The bill and emergency passed.

HB 1638 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1941 by Bennett of the House and Allen of the Senate was called up for consideration.

Senator Allen moved that **HB 1941** be advanced, which motion was declared adopted.

THIRD READING

HB 1941 was read for the third time at length.

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

Aye: Aldridge, Allen, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Griffin, Halligan, Holt, Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--42.

Nay: Garrison and Ivester.--2.

Excused: Anderson, Johnson (C), Johnson (R) and Mazzei.--4.

The bill passed.

HB 1941 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1083 by Ownbey and Dorman of the House and Simpson of the Senate was called up for consideration.

Senator Simpson moved to amend **HB 1083**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restored **HB 1083** to the engrossed version of the bill.

Senator Simpson moved that **HB 1083** be advanced, which motion was declared adopted.

THIRD READING

HB 1083 was read for the third time at length.

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

Aye: Aldridge, Allen, 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), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--45.

Excused: Anderson, Johnson (R) and Mazzei.--3.

The bill passed.

HB 1083 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1511 by Peterson et al of the House and Simpson of the Senate was called up for consideration.

Senator Simpson moved that **HB 1511** be advanced, which motion was declared adopted.

THIRD READING

HB 1511 was read for the third time at length.

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

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

Excused: Anderson, Bingman, Brinkley, Johnson (R) and Mazzei.--5.

The bill and emergency passed.

HB 1511 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1257 by Moore et al of the House and Barrington of the Senate was called up for consideration.

Senator Barrington moved that **HB 1257** be advanced, which motion was declared adopted.

THIRD READING

HB 1257 was read for the third time at length.

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

Aye: Aldridge, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brinkley, Brooks, Brown, Burrage, Crain, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Justice, Loveless, McAffrey, Paddack, Schulz, Sharp, Shaw, Shumate, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--35.

Nay: Allen, Brecheen, Coates, Dahm, Jolley, Marlatt, Newberry, Shortey and Treat.--9.

Excused: Anderson, Johnson (R), Mazzei and Simpson.--4.

The bill passed.

HB 1257 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1402 by Johnson and Sherrer of the House and Barrington of the Senate was called up for consideration.

Senator Barrington moved that **HB 1402** be advanced, which motion was declared adopted.

THIRD READING

HB 1402 was read for the third time at length.

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

Aye: Aldridge, Allen, 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), Jolley, Justice, Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--44.

Excused: Anderson, Johnson (R), Mazzei and Simpson.--4.

The bill passed.

HB 1402 was properly signed and ordered returned to the Honorable House.

**MESSAGE FROM THE HOUSE
HAs TO SENATE BILLS**

Advising passage of and returning the following engrossed bills as amended:

SB 164

SB 641 - coauthored by Biggs

House amendments were read on the above-numbered bills.

MESSAGE FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 725

SB 945

The above-numbered measures were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 79, 162, 196, 244, 250, 282, 309, 324, 752** and **772**.

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

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, April 9, 2013, at 9:00 a.m., which motion prevailed.

MESSAGE FROM THE GOVERNOR

Advising her approval April 8, 2013, of Enrolled **SBs 33, 170, 199, 207, 251, 413, 450, 489, 817, 977** and **1096**.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

HB 1060 - Coauthored by Newberry

HB 1638 - Coauthored by Fields

HB 1794 - Coauthored by Johnson (Constance)

HB 2145 - Coauthored by Johnson (Constance)

Pursuant to the Schulz motion, the Senate adjourned at 2:35 p.m. to meet Tuesday, April 9, 2013, at 9:00 a.m.