

# Senate Journal

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

**Fifty-fourth Legislative Day, Wednesday, May 8, 2013,**

The Senate was called to order by Senator David.

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 David declared a quorum present.

The prayer was offered by Dr. Elaine A. Robinson, St. Paul School of Theology, Oklahoma City, the guest of Senator Johnson (Constance).

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SBs 97, 283, 332, 402, 406, 498, 655, 678, 708, 759, 780 and 864** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SR 28** was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

### PENDING CONSIDERATION OF HAS

**HAs to SB 233** were concurred in upon motion of Senator Griffin.

**SB 233**, as amended by the Honorable House, was read at length.

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

Aye: Aldridge, Allen, Anderson, Ballenger, Barrington, 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, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes and Treat.--44.

Excused: Bass, Mazzei, Shortey and Wyrick.--4.

The bill passed.

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

#### **PENDING CONSIDERATION OF HAS**

**HAs to SB 422** were concurred in upon motion of Senator Griffin.

**SB 422**, as amended by the Honorable House, was read at length.

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

Aye: Aldridge, Barrington, Boggs, Brecheen, Brooks, Brown, Coates, Crain, Dahm, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (R), Loveless, Marlatt, Newberry, Schulz, Sharp, Shaw, Simpson, Standridge, Stanislawski, Sykes and Treat.--27.

Nay: Allen, Anderson, Ballenger, Bass, Branan, Brinkley, Burrage, Ellis, Garrison, Ivester, Johnson (C), McAffrey, Paddack, Shumate, Sparks and Wyrick.--16.

Excused: Bingman, Jolley, Justice, Mazzei and Shortey.--5.

The bill passed.

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

#### **PENDING CONSIDERATION OF HAS**

**HAs to SB 294** were concurred in upon motion of Senator Coates.

**SB 294**, as amended by the Honorable House, was read 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 (C), Johnson (R), Loveless, Marlatt, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--42.

Excused: Anderson, Bingman, Jolley, Justice, Mazzei and Shortey.--6.

The bill passed.

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

#### **SCs NAMED**

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

**SB 900** – Standridge, Crain, Treat, David, Paddack, Burrage

**SB 1013** – Shortey, Newberry, Treat, Allen, Paddack, Shumate

**SB 1030** – Sykes, Jolley, Standridge, Ford, Burrage, Sparks

#### **PENDING SENATE ACTION HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Schulz, the request of the Honorable House for conference on the following bills was ordered granted and Senate conferees appointed as follows:

**HB 1516** – Brecheen, Barrington, Brown, Anderson, Johnson (Constance), Ellis

**HB 1594** – Brecheen, Coates, Brown, Fields, Wyrick, Ellis

**HB 2182** – Marlatt, Treat, David, Justice, Ballenger, Sparks

**HB 2194** – Marlatt, Branan, Simpson, Barrington, Paddack, Wyrick

**HB 2226** – Griffin, Brown, Bass, Loveless, Brooks, Sparks

#### **MESSAGES FROM THE HOUSE**

Advising the signing of and transmitting for signature Enrolled **HCR 1015**.

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

Advising fourth reading of and transmitting for signature Enrolled **HBs 1361, 1759, 2072, 2077 and 2188.**

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

Advising fourth reading of and returning Enrolled **SBs 97, 283, 332, 402, 406, 498, 655, 678, 708, 759, 780 and 864.**

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

Advising rejection of **SAs** to the following bills, requesting conference and House conferees to be named later as follows:

**HB 1416**  
**HB 2187**  
**HB 2264**

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1107, 1242, 1512 and 2048.**

Advising the Honorable Senate that the House has rescinded the rejection of **SAs** to **HB 1264.**

Advising passage of and transmitting for consideration Engrossed **HJRs 1048, 1051, 1053, 1054 and 1058** and **HCRs 1012 and 1014.**

**HJR 1048** – By Blackwell of the House and Treat of the Senate.

A Joint Resolution approving permanent rules of the Oklahoma Board of Examiners in Optometry; and directing distribution.

**HJR 1051** – By Blackwell of the House and Treat of the Senate.

A Joint Resolution approving permanent rules of the Construction Industries Board; and directing distribution.

**HJR 1053** – By Biggs of the House and Treat of the Senate.

A Joint Resolution approving permanent rules of the Department of Labor; and directing distribution.

**HJR 1054** – By Derby of the House and Treat of the Senate.

A Joint Resolution approving permanent rules of the Oklahoma State Board of Pharmacy; and directing distribution.

**HJR 1058** – By Blackwell of the House and Marlatt of the Senate.

A Joint Resolution approving permanent rules of the Oklahoma Insurance Department; and directing distribution.

**HCR 1012** – By Biggs of the House and Fields of the Senate.

A Concurrent Resolution relating to agriculture; recognizing the right to engage in certain farming and ranching practices; and expressing Legislative intent.

**HCR 1014** – By Russ of the House and Brinkley of the Senate.

A Concurrent Resolution designating certain rights as the Oklahoma Insurance Consumer Bill of Rights; and directing distribution.

The above-numbered measures were read the first time.

## **EXECUTIVE NOMINATION**

The following executive nomination was read and referred to the committee indicated:

Bloye, Dennis J., Norman, as a member of the Alarm and Locksmith Industry Committee - Business and Commerce

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

## **SECOND READING**

The following were read for the second time and referred to committee as indicated:

**SB 1133** – Joint Committee on Appropriations and Budget

**SB 1134** – Joint Committee on Appropriations and Budget

**SB 1135** – Joint Committee on Appropriations and Budget

**SB 1136** – Joint Committee on Appropriations and Budget

**SB 1137** – Joint Committee on Appropriations and Budget

**SB 1138** – Joint Committee on Appropriations and Budget

**SB 1139** – Joint Committee on Appropriations and Budget

**FIRST READING**

The following was introduced and read the first time:

**SR 33** – By Shortey.

A Resolution declaring May 16, 2013, as Lupus Advocacy Day and May 2013 as Lupus Awareness Month in Oklahoma; and directing distribution.

**CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**SB 7** - Coauthored by Allen; Remove as author Senator Allen; authored by Senator Treat

**SB 519** - Coauthored by Loveless

**SB 708** - Coauthored by Allen

**SB 911** - Remove as coauthor Senator Sparks; Remove as author Senator Brown; authored by Senator Sparks

**SR 33** - Authored by Senator Shortey

Pursuant to the Schulz motion, the Senate adjourned at 2:25 p.m. to meet Thursday, May 9, 2013, at 9:30 a.m.