Senate Journal

Second Regular Session of the Fifty-fourth Legislature
of the State of Oklahoma
Twenty-sixth Legislative Day, Tuesday, March 18, 2014

The Senate was called to order by Senator Ford.

Roll Call:

Present: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (C), Johnson (R), Jolley, Justice, Loveless, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.—42.

Excused: Boggs, Branan, Marlatt, Mazzei, Shortey and Sparks.—6

Senator Ford declared a quorum present.

The prayer was offered by Doug Jones, First Baptist Church, Harrah, the guest of Senator Sharp.

INTRODUCTIONS

Senator Sykes introduced his parents, David and Kathy Sykes; Senator Allen introduced his wife, Nikki and their grandchildren, Bailey Cox, Sydney Shipman, Kaden Warner, and Brooklynn Shipman; Senator Griffin introduced her daughters, Alexandra and Reagan; Senator Standridge introduced his guest, Jolie Caperton, the daughter of Travis Caperton; Senator Fields introduced his daughter, Jacie; and Senator Treat introduced his children, Olivia, Cooper and Mason, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SRs 46 and **50** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SCR 32 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

EXECUTIVE NOMINATIONS

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

Alexopulos, Jenny, Tulsa, to the State Board of Health, to serve a nine year term ending June 30, 2023, succeeding herself. (Health and Human Services Committee) Motion to confirm made by Senator Gary Stanislawski.

Ballenger, Robin F., Tulsa, to the Board of Regents for Tulsa Community College, to serve an unexpired term ending June 30, 2020, succeeding Daniel G. Keating. (Education Committee) Motion to confirm made by Senator Gary Stanislawski.

Barber, Belva B., Poteau, to the Board of Regents for Carl Albert State College, to serve an unexpired term ending July 1, 2015, succeeding Bill Barber. (Education Committee) Motion to confirm made by Senator Mark Allen.

Bixler, Amy M., Piedmont, to the Commission for Educational Quality and Accountability, to serve an initial term ending June 30, 2014, succeeding a new position. (Education Committee) Motion to confirm made by Senator Rick Brinkley on behalf of Senator Rob Johnson.

Burgess, Billy, Lawton, to the Board of Regents of the University of Oklahoma, to serve a seven year term ending March 21, 2021, succeeding Rick Dunning. (Education Committee) Motion to confirm made by Senator Earl Garrison on behalf of Senator Randy Bass.

Clancy, Michele, Tulsa, to the State Textbook Committee, to serve an unexpired term ending March 1, 2016, succeeding Rhonda Harlow. (Education Committee) Motion to confirm made by Senator Mike Schulz on behalf of Senator Brian Crain.

Cohen, Julie, Norman, to the Board of Trustees for the Quartz Mountain Arts and Conference Center and Nature Park, to serve a seven year term ending June 30, 2021, succeeding herself. (Education Committee) Motion to confirm made by Senator Susan Paddack on behalf of Senator John Sparks.

Combs, Rita A., Bixby, to the Board of Trustees for Langston University - Oklahoma City and Langston University - Tulsa, to serve a seven year term ending June 30, 2021, succeeding herself. (Education Committee) Motion to confirm made by Senator Rick Brinkley on behalf of Senator Mike Mazzei.

Croak, William H., Oklahoma City, to the Board of Regents for Rose State College, to serve a seven year term ending July 1, 2021, succeeding Robert H. Croak. (Education Committee) Motion to confirm made by Senator Cliff Aldridge.

Gilbert, Randall R., Tecumseh, to the State Board of Career and Technology Education, to serve a six year term ending April 1, 2020, succeeding himself. (Education Committee) Motion to confirm made by Senator Ron Sharp on behalf of Senator Harry Coates.

Johnson, Frank S., Kingston, to the Board of Regents of Murray State College, to serve a seven year term ending June 1, 2021, succeeding himself. (Education Committee) Motion to confirm made by Senator Rick Brinkley on behalf of Senator Josh Brecheen.

Kitch, James R., Yukon, to the Board of Regents for Redlands Community College, to serve a seven year term ending April 22, 2021, succeeding himself. (Education Committee) Motion to confirm made by Senator Ron Justice.

McKay, Bradley K., Norman, to the State Board of Behavioral Health Licensure, to serve a three year term ending October 31, 2016, succeeding a new position. (Health and Human Services Committee) Motion to confirm made by Senator Susan Paddack on behalf of Senator John Sparks.

Miller, Robyn R., Edmond, to the Commission for Educational Quality and Accountability, to serve an initial term ending June 30, 2014, succeeding a new position. (Education Committee) Motion to confirm made by Senator Rob Johnson.

Tapley, Jahni, Idabel, to the Board of Regents for Carl Albert State College, to serve an unexpired term ending July 1, 2014, succeeding Jennifer McBee. (Education Committee) Motion to confirm made by Senator Jerry Ellis.

Tapley, Jahni (2), Idabel, to the Board of Regents for Carl Albert State College, to serve a seven year term ending July 1, 2021, succeeding herself. (Education Committee) Motion to confirm made by Senator Jerry Ellis.

Wilson, Denise M., Langley, to the Oklahoma State Board of Examiners for Long-Term Care Administrators, to serve a three year term ending October 31, 2017, succeeding herself. (Health and Human Services Committee) Motion to confirm made by Senator Susan Paddack on behalf of Senator Charles Wyrick.

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

Aye: Aldridge, Allen, Anderson, Barrington, Bingman, Brecheen, Brinkley, Brooks, Brown, Burrage, Dahm, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Ivester, Johnson (R), Justice, McAffrey, Newberry, Paddack, Schulz, Sharp, Shaw, Shumate, Simpson, Standridge, Stanislawski, Sykes and Wyrick.--34.

Excused: Ballenger, Bass, Boggs, Branan, Coates, Crain, Johnson (C), Jolley, Loveless, Marlatt, Mazzei, Shortey, Sparks and Treat.--14.

CHANGE IN COMMITTEE ASSIGNMENTS

The following bills will be reassigned as follows:

HB 2407 – Withdrawn from Business and Commerce and Appropriations Committees and referred to Business and Commerce
HB 2730 – Withdrawn from Rules Committee and referred to Education

MESSAGE FROM THE HOUSE

Advising the Honorable Senate pursuant to Article 5, Section 30 of the Oklahoma Constitution that the House grants the request of the Honorable Senate to the adjournment for more than three (3) days beginning Thursday, March 20, 2014 and ending on Monday, March 24, 2014.

REQUEST TO RECESS GRANTED

Senator Schulz moved that the Senate consent to the House's request to adjourn for a period of more than three days in the Second Regular Session of the 54th Legislature, pursuant to Article 5, Section 30 of the Oklahoma Constitution, beginning Thursday, March 20, which motion was declared adopted.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, March 19, 2014, at 1:30 p.m., which motion prevailed.

SECOND READING

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

HB 1378 – Health and Human Services and then to Appropriations
HB 1471 – Energy
HB 1473 – Appropriations
HB 2249 – Judiciary
HB 2312 – Judiciary
HB 2328 – Public Safety
HB 2338 – Judiciary
HB 2355 – Appropriations
HB 2361 – Finance

HB 2363 – Finance
HB 2364 – Judiciary
HB 2366 – Rules
HB 2367 – General Government
HB 2402 – Health and Human Services
HB 2408 – Education
HB 2414 – Education
HB 2443 – Transportation and then to Appropriations
HB 2461 – Public Safety
HB 2462 – Education and then to Appropriations
HB 2548 – Education
HB 2550 – Finance
HB 2571 – Education
HB 2592 – Public Safety
HB 2608 – Public Safety and then to Appropriations
HB 2609 – Judiciary
HB 2617 – Public Safety
HB 2630 – Pensions
HB 2640 – Education and then to Appropriations
HB 2642 – Appropriations
HB 2669 – Appropriations
HB 2686 – Judiciary
HB 2688 – Finance
HB 2691 – Judiciary
HB 2693 – Finance
HB 2696 – Education
HB 2766 – Business and Commerce
HB 2767 – Health and Human Services
HB 2773 – Education
HB 2778 – Education and then to Appropriations
HB 2779 – Public Safety and then to Appropriations
HB 2804 – Public Safety and then to Appropriations
HB 2828 – Insurance and then to Appropriations
HB 2903 – Judiciary
HB 2906 – Health and Human Services
HB 2922 – Education
HB 2951 – General Government
HB 2956 – Finance
HB 2974 – Energy
HB 2998 – Rules
HB 3000 – Judiciary
HB 3001 – Judiciary
HB 3013 – Public Safety
HB 3018 – Transportation

HB 3026 – Business and Commerce
HB 3027 – Education
HB 3050 – Appropriations
HB 3085 – Finance
HB 3099 – Finance
HB 3101 – Finance and then to Appropriations
HB 3143 – Finance
HB 3158 – Public Safety
HB 3184 – Business and Commerce
HB 3211 – Education and then to Appropriations
HB 3212 – Public Safety and then to Appropriations
HB 3213 – Public Safety and then to Appropriations
HB 3217 – General Government
HB 3243 – General Government
HB 3280 – Insurance
HB 3286 – Rules
HB 3293 – General Government and then to Appropriations
HB 3300 – Judiciary
HB 3349 – Appropriations
HB 3359 – Business and Commerce and then to Appropriations
HB 3363 – Rules
HB 3365 – Judiciary
HB 3399 – Education
HB 3450 – Appropriations
HB 3472 – Judiciary
HB 3473 – Judiciary
HB 3475 – Health and Human Services
HJR 1006 – Rules
HJR 1026 – Rules
HJR 1027 – Rules
HJR 1082 – Rules

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed on the Calendar:

DO PASS:

HB 2325 – Judiciary
Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Sykes

HB 2405 – Judiciary
Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Sykes

HB 2774 – Judiciary
Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Sykes

HB 2790 – Judiciary
Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

HB 3159 – Judiciary
Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

HB 3164 – Judiciary
Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Sykes

DO PASS, As Amended:

HB 2527 – Finance
Ayes: Aldridge, Brinkley, Dahm, Ford, Halligan, Jolley, Simpson, Treat

HB 2580 – Finance
Ayes: Brinkley, David, Ford, Halligan, Jolley, Simpson, Treat
Nays: Aldridge, Dahm

HB 2711 – Finance
Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Jolley, Simpson, Treat

COMMITTEE REPORT

The following was reported by the committee named and referred to a second committee:

DO PASS:

HB 2859 – Judiciary
Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Sykes

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

HB 2685 - Remove as author Senator Standridge; authored by Stanislawski
HB 2954 - Coauthored by Ballenger

Pursuant to the Schulz motion, the Senate adjourned at 2:10 p.m. to meet Wednesday, March 18, 2014, at 1:30 p.m.

JOURNAL CORRECTIONS

Pages 647 through 649, add the words "and then to Appropriations" as it pertains to **HBs 1384, 2070, 2334, 2344, 2407, 2568, 2587, 2624, 2685** and **2859**.

Pages 667 through 668, add the words "and then to Appropriations" as it pertains to **HBs 1707, 2330, 2349, 2353, 2418, 2441, 2500, 2530, 2589, 2639, 2589, 2639, 2929, 2955** and **317**7; and Page 669, add the words "and then to Finance" as it pertains to **HB 3297**.

Pages 680 and 681, add the words "and then to Appropriations" as it pertains to **HBs 1581, 2438, 2885, 2954, 2994, 3294** and **3350**.