

# Senate Journal

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

**Thirty-third Legislative Day, Tuesday, April 1, 2014**

The Senate was called to order by Senator Marlatt.

Roll Call:

Present: Aldridge, Allen, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branam, 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 Harriette Leigh, McFarlin Memorial United Methodist Church, Norman, the guest of Senator Sparks.

### **REPORT OF ENGROSSED AND ENROLLED MEASURES**

**SBs 1198, 1369, 1444 and 1706** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

### **INTRODUCTION**

Senator Brown introduced former Senator, Attorney General Scott Pruitt, to the Senate.

### **CHANGE IN COMMITTEE ASSIGNMENT**

The following bill will be reassigned as follows:

**HB 3177** – Withdrawn from Tourism and Wildlife and Appropriations Committees and referred to Tourism and Wildlife

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Fields asked unanimous consent to refer **SR 59** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 59** by Fields was called up for consideration.

All other members of the Senate asked to coauthor **SR 59**, which was the order.

**SR 59** was adopted upon motion of Senator Fields and referred for enrollment.

**GENERAL ORDER**

**HB 2921** by Billy et al of the House and Stanislawski and Brecheen of the Senate was called up for consideration.

Senator Stanislawski moved that **HB 2921** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2921** 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, 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, Shumate, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--46.

Excused: Jolley and Simpson.--2.

The bill and emergency passed.

**HB 2921** was properly signed and ordered returned to the Honorable House.

**Senator Fields presiding.**

**GENERAL ORDER**

**HB 3399** by Hickman et al of the House and Brecheen et al of the Senate was called up for consideration.

Senator Brecheen moved that **HB 3399** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 3399** 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, Coates, Crain, Dahm, David, Ellis, Fields, Ford, Griffin, Halligan, Holt, Ivester, Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Schulz, Sharp, Shaw, Shortey, Simpson, Standridge, Stanislawski, Sykes and Treat.--37.

Nay: Ballenger, Bass, Burrage, Garrison, Johnson (C), McAffrey, Paddack, Shumate, Sparks and Wyrick.--10.

Excused: Aldridge.--1.

The bill passed.

**HB 3399** was referred for engrossment.

**GENERAL ORDER**

**HB 2496** by Casey et al of the House and Ford of the Senate was called up for consideration.

Senator Ford moved that **HB 2496** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2496** 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, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Shumate, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--46.

Excused: Aldridge and McAffrey.--2.

The bill passed.

**HB 2496** was properly signed and ordered returned to the Honorable House.

#### **MESSAGE FROM THE HOUSE**

Advising the signing of and transmitting for signature Enrolled **HCR 1029**.

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

Advising passage of and returning the following Engrossed bills:

**SB 1393**

**SB 1590**

**SB 1730** - coauthored by Shelton of the House

**SB 1830** - coauthored by Jolley of the Senate and Lockhart, Cannaday, Pittman and Ritze of the House

**SB 1843** - coauthored by Ritze of the House

The above-numbered measures were referred for enrollment.

Advising fourth reading of and transmitting for signature Enrolled **HBs 2325, 2357, 2358, 2359, 2360, 2594, 2626, 2740, 2765, 2774, 3016, 3160, 3164** and **3496**.

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 1198, 1369, 1444** and **1706**.

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

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

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

**SB 1315**  
**SB 1397**  
**SB 1653**

House amendments were read on the above-numbered bills.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 2, 2014, at 1:30 p.m., which motion prevailed.

**COMMITTEE REPORTS**

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

DO PASS:

**HB 1112** – Judiciary

Ayes: Allen, Crain, Griffin, Holt, Johnson (Rob), Sykes

**HB 2342** – Judiciary, coauthored by Ivester

Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Sykes

**HB 2343** – Judiciary, coauthored by Ivester

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2366** – Judiciary

Ayes: Allen, Crain, Griffin, Holt, Johnson (Rob), Sykes

**HB 2518** – Tourism and Wildlife

Ayes: Coates, Ellis, Fields, Garrison, Justice, Schulz, Sharp, Wyrick

**HB 2591** – Judiciary

Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Sykes

**HB 2609** – Judiciary, coauthored by Ivester

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2618** – Tourism and Wildlife

Ayes: Boggs, Brown, Coates, Ellis, Fields, Garrison, Justice, Sharp, Wyrick

**HB 2999** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 3000** – Judiciary

Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

Nays: Anderson

**HB 3001** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 3135** – Tourism and Wildlife

Ayes: Brown, Coates, Ellis, Fields, Garrison, Justice, Schulz, Sharp, Wyrick

**HB 3254** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 3472** – Judiciary, coauthored by Ivester

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

DO PASS, As Amended:

**HB 2130** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2312** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2361** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Sparks,  
Treat

**HB 2363** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Treat

**HB 2446** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Sparks,  
Treat

**HB 2480** – Finance, coauthored by Sparks

Ayes: Aldridge, Brinkley, Dahm, David, Halligan, Mazzei, Simpson, Sparks, Treat

**HB 2506** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2508** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Mazzei, Simpson, Treat

Nays: Halligan, Sparks

**CS for HB 2541** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2629** – Pensions

Ayes: Anderson, Ballenger, Brinkley, Brooks, Brown, Ivester, Schulz

**HB 2630** – Pensions

Ayes: Anderson, Brinkley, Brooks, Brown, Schulz

Nays: Ballenger, Ivester

**HB 2643** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Sparks,  
Treat

**HB 2667** – Judiciary, coauthored by Ivester

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2688** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Sparks,  
Treat

**HB 2832** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Sparks,  
Treat

**CS for HB 2837** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2838** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Sparks,  
Treat

**HB 2851** – Judiciary

Ayes: Allen, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 2956** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Sparks,  
Treat

**HB 3100** – Finance, coauthored by Griffin

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Schulz, Simpson,  
Sparks, Treat

**HB 3119** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Halligan, Mazzei, Simpson, Sparks, Treat  
Nays: Ford

**HB 3134** – Tourism and Wildlife

Ayes: Boggs, Brown, Coates, Ellis, Fields, Garrison, Justice, Schulz, Sharp, Wyrick

**HB 3143** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Schulz, Simpson, Sparks, Treat

**HB 3177** – Tourism and Wildlife

Ayes: Boggs, Brown, Coates, Ellis, Fields, Garrison, Justice, Sharp, Wyrick

**CS for HB 3188** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

**HB 3216** – Finance

Ayes: Aldridge, Brinkley, Dahm, David, Ford, Halligan, Mazzei, Simpson, Sparks, Treat

**HB 3473** – Judiciary

Ayes: Allen, Anderson, Crain, Griffin, Holt, Ivester, Johnson (Rob), Shumate, Sykes

FAILED:

**HB 2686** – Judiciary**FIRST READING**

The following was introduced and read the first time:

**SCR 38** – By Paddack of the Senate and Thomsen of the House.

A Concurrent Resolution declaring May as Motorcycle Safety Awareness Month in the State of Oklahoma; encouraging the motoring public to be more aware of motorcycles; encouraging all riders to seek and receive appropriate training; and directing distribution.

**CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

- HB 1471** - Remove as author Senator Griffin; authored by Loveless
- HB 2342** - Coauthored by Ivester
- HB 2343** - Coauthored by Ivester
- HB 2480** - Coauthored by Sparks
- HB 2609** - Coauthored by Ivester
- HB 2667** - Coauthored by Ivester
- HB 2684** - Coauthored by Newberry
- HB 3026** - Remove as author Senator Griffin; authored by Loveless
- HB 3027** - Remove as author Senator Griffin; authored by Loveless
- HB 3100** - Remove as author Senator Griffin; authored by Marlatt  
Coauthored by Griffin
- HB 3399** - Coauthored by Marlatt, Griffin, David, Bingman
- HB 3472** - Coauthored by Ivester

Pursuant to the Schulz motion, the Senate adjourned at 4:05 p.m. to meet Wednesday, April 2, 2014, at 1:30 p.m.