

Senate Journal

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

Thirty-fifth Legislative Day, Thursday, April 3, 2014

The Senate was called to order by Senator Brinkley.

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, Newberry, Paddack, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.—46.

Excused: McAffrey and Shumate.—2.

Senator Brinkley declared a quorum present.

The prayer was offered by Bishop Robert E. Hayes, Jr., Episcopal Leader of the United States, Norman, the guest of Senator Sparks.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SB 1418 and **SCR 37** were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

INTRODUCTION

Senator Sykes introduced his son, Alexander, to the Senate.

CHANGE IN COMMITTEE ASSIGNMENT

The following bill will be reassigned as follows:

HB 2621 – Withdrawn from Finance Committee and referred to Public Safety

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Griffin asked unanimous consent to refer **SR 57** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 57 by Griffin was called up for consideration.

SR 57 was adopted upon motion of Senator Griffin and referred for enrollment.

FIRST READING

The following were introduced and read the first time:

SR 60 – By Anderson.

A Resolution congratulating the Pond Creek-Hunter Panthers for winning the 2013 Class A Girls Basketball State Championship; commending the coaching staff; and directing distribution.

SR 61 – By Newberry.

A Resolution encouraging the United States Congress and the President of the United States to enact H.R. No. 2413, the Weather Forecasting Improvement Act of 2013, and directing distribution.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Anderson asked unanimous consent to refer **SR 60** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 60 by Anderson was called up for consideration.

All other members of the Senate asked to coauthor **SR 60**, which was the order.

SR 60 was adopted upon motion of Senator Anderson and referred for enrollment.

GENERAL ORDER

HB 3006 by Biggs et al of the House and Justice and Brecheen of the Senate was called up for consideration.

Senator Justice moved that **HB 3006** be advanced, which motion was declared adopted.

THIRD READING

HB 3006 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, Johnson (C), Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--43.

Excused: Ivester, Johnson (R), McAffrey, Shortey and Shumate.--5.

The bill and emergency passed.

HB 3006 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 3012 by Roberts (Sean) of the House and Justice of the Senate was called up for consideration.

Senator Justice moved to amend **HB 3012**, Page 2, Line 17, by inserting after the word “officer”, a comma “,” and the words “a probation and parole officer or an internal affairs agent”, and by amending the title to conform, which amendment was declared adopted.

Senator Justice moved that **HB 3012** be advanced, which motion was declared adopted.

THIRD READING

HB 3012 was read for the third time at length.

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

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

Marlatt, Mazzei, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Sykes, Treat and Wyrick.--42.

Excused: Brecheen, Ivester, Jolley, McAffrey, Shortey and Shumate.--6.

The bill passed.

HB 3012 was referred for engrossment.

GENERAL ORDER

HB 2100 by Derby et al of the House and Standridge et al of the Senate was called up for consideration.

Senator Standridge moved that **HB 2100** be advanced, which motion was declared adopted.

THIRD READING

HB 2100 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, Anderson, Ballenger, Barrington, Bass, Bingman, Boggs, Branan, Brecheen, Brinkley, Brooks, Brown, Burrage, Coates, Crain, David, Ellis, Fields, Ford, Garrison, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Sykes and Wyrick.--41.

Nay: Allen, Dahm and Treat.--3.

Excused: Ivester, McAffrey, Shortey and Shumate.--4.

The bill and emergency passed.

HB 2100 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 2509 by Sears et al of the House and Mazzei et al of the Senate was called up for consideration.

Senator Mazzei moved to amend **HB 2509**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 2509** to the engrossed version of the bill.

Senator Mazzei moved that **HB 2509** be advanced, which motion was declared adopted.

THIRD READING

HB 2509 was read for the third time at length.

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

Aye: Anderson, Barrington, Bass, Bingman, Boggs, Branan, Brinkley, Brooks, Brown, Burrage, Coates, Crain, David, Fields, Ford, Griffin, Halligan, Holt, Johnson (C), Johnson (R), Jolley, Justice, Loveless, Mazzei, Newberry, Paddock, Schulz, Sharp, Shaw, Shortey, Simpson, Sparks, Treat and Wyrick.--34.

Nay: Aldridge, Allen, Ballenger, Brecheen, Dahm, Ellis, Garrison, Marlatt, Standridge, Stanislawski and Sykes.--11.

Excused: Ivester, McAffrey and Shumate.--3.

The bill passed.

HB 2509 was properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Bingman asked unanimous consent to refer **SCR 39** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SCR 39 by Bingman of the Senate and Schwartz of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 39** except Senator Constance Johnson, which was the order.

SCR 39 was adopted upon motion of Senator Bingman and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 37**.

The above-numbered enrolled measure was transmitted to the Secretary of State.

Advising fourth reading of and returning Enrolled **SB 1418**.

The above-numbered enrolled measure was referred to the Governor.

Advising passage of and returning the following Engrossed bills:

SB 1150

SB 1153

SB1170

SB 1421 - Remove Representative Echols as principal House author and substitute with Representative Biggs, coauthored by Representative Echols

SB 1645

SB 1694

SB 1710

SB 1784

SB 2026

The above-numbered measures were referred for enrollment.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, April 7, 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 2378 – Energy

Ayes: Branan, Brinkley, Fields, Griffin, Halligan, Ivester, Johnson (Constance), Johnson (Rob), Justice, Marlatt, Paddack, Simpson, Standridge, Treat, Wyrick

HB 2539 – Public Safety

Ayes: Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey
Nays: Ballenger

HB 2627 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

HB 2974 – Energy, coauthored by Ivester

Ayes: Branan, Brinkley, Fields, Griffin, Halligan, Ivester, Johnson (Constance), Johnson (Rob), Justice, Marlatt, Paddack, Simpson, Standridge, Treat, Wyrick

HB 3026 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

HB 3346 – Business and Commerce

Ayes: Crain, Ellis, Ford, Garrison, Newberry, Sharp

Nays: Dahm, Sykes

HB 3358 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

HB 3417 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

DO PASS, As Amended:

HB 1056 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

CS for HB 2372 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

HB 2461 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

HB 2486 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

CS for HB 2505 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

CS for HB 2533 – Energy

Ayes: Branan, Brinkley, Fields, Griffin, Halligan, Ivester, Johnson (Constance), Johnson (Rob), Justice, Marlatt, Paddack, Simpson, Standridge, Treat, Wyrick

CS for HB 2562 – Energy, coauthored by Branan

Ayes: Branan, Brinkley, Fields, Griffin, Halligan, Ivester, Johnson (Constance), Johnson (Rob), Justice, Marlatt, Paddack, Simpson, Standridge, Treat, Wyrick

CS for HB 2614 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

HB 2617 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

HB 2621 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

CS for HB 2928 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

CS for HB 2977 – Energy, coauthored by Ivester

Ayes: Branan, Brinkley, Fields, Griffin, Halligan, Ivester, Johnson (Constance), Johnson (Rob), Justice, Marlatt, Paddack, Simpson, Standridge, Treat, Wyrick

CS for HB 3184 – Business and Commerce

Ayes: Crain, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

Nays: Dahm

HB 3290 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

HB 3343 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

HB 3345 – Business and Commerce

Ayes: Crain, Dahm, Ellis, Ford, Garrison, Newberry, Sharp, Sykes

HB 3360 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

HB 3394 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

HB 3474 – Public Safety

Ayes: Ballenger, Barrington, Boggs, Brecheen, David, Holt, Shaw, Shortey

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

HB 2100 - Coauthored by Schulz

HB 2497 - Coauthored by Johnson (Constance)

HB 2562 - Coauthored by Branan

HB 2630 - Coauthored by Mazzei
HB 2642 - Coauthored by Brinkley
HB 2974 - Coauthored by Ivester
HB 2977 - Coauthored by Ivester
HB 3018 - Coauthored by Wright
HJR 1006 - Coauthored by Loveless

Pursuant to the Schulz motion, the Senate adjourned at 11:00 a.m. to meet Monday, April 7, 2014, at 1:30 p.m.