Senate Journal

First Regular Session of the Fifty-fifth Legislature
of the State of Oklahoma
Twenty-sixth Legislative Day, Monday, March 16, 2015

The Senate was called to order by Senator Dahm.

Roll Call:

Present: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Stanislawski, Sykes, Thompson, Treat and Yen.—40.

Excused: Anderson, Crain, Fry, Mazzei, Sparks, Standridge and Wyrick.—7.

Vacancy: District 11.—1.

Senator Dahm declared a quorum present.

The prayer was offered by Minister Arnelious Crenshaw Jr., Oklahoma City, the guest of Senator Pittman.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 298, 358, 359, 468, 470, 502, 638, 668, 684 and **808** were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

INTRODUCTIONS

Senator Treat introduced his son, Cooper; and Senator Bice introduced her daughters, Isabella and Ainsley, to the Senate.

UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR

Senator Justice asked unanimous consent to refer **SR 18** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 18 by Justice was called up for consideration.

All other members of the Senate asked to coauthor **SR 18**, which was the order.

SR 18 was adopted upon motion of Senator Justice and referred for enrollment.

GENERAL ORDER

SB 831 by Sykes of the Senate and Grau of the House was called up for consideration.

Senator Sykes moved that **SB 831** be advanced, which motion was declared adopted.

THIRD READING

SB 831 was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Boggs, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Newberry, Paddack, Pittman, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Stanislawski, Sykes, Thompson, Treat and Yen.--37.

Excused: Anderson, Bingman, Brecheen, Crain, Fry, Mazzei, Quinn, Sparks, Standridge and Wyrick.--10.

Vacancy: District 11.--1.

The bill and emergency passed.

SB 831 was referred for engrossment.

EXECUTIVE NOMINATIONS

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

Abercrombie, Louise, Ponca City, to the Board of Trustees of the University Center at Ponca City, to serve a nine-year term ending June 30, 2024, succeeding herself. (Education Committee) Motion to confirm made by Senator Eddie Fields.

Barber, Belva B., Poteau, to the Board of Regents for Carl Albert State College, to serve a seven-year term ending July 1, 2022, succeeding herself. (Education Committee) Motion to confirm made by Senator Mark Allen.

Burg, Timothy A., Shawnee, to the State Board of Career and Technology Education, to serve a six-year term ending April 1, 2021, succeeding himself. (Education Committee) Motion to confirm made by Senator Ron Sharp.

Carter, James "Kent", Norman, to the Commission on Consumer Credit, to serve a five-year term ending January 1, 2020, succeeding Cassidy Fahler. (Business and Commerce Committee) Motion to confirm made by Senator Bryce Marlatt on behalf of Senator Rob Standridge.

Cunningham, Karen, Oklahoma City, to the Oklahoma Accountancy Board, to serve a coterminous term ending January 14, 2019, succeeding herself. (Business and Commerce Committee) Motion to confirm made by Senator Ervin Yen.

Derr, Daniel, Edmond, to the Oklahoma Used Motor Vehicle and Parts Commission, to serve an unexpired term ending June 30, 2016, succeeding Julian Codding. (Business and Commerce Committee) Motion to confirm made by Senator Clark Jolley.

Jolly, Steven, Sulphur, to the Board of Regents of Murray State College, to serve an unexpired term ending June 1, 2016, succeeding Shari Williams. (Education Committee) Motion to confirm made by Senator Frank Simpson.

King, Keith, Ardmore, to the Board of Trustees for the University Center of Southern Oklahoma, to serve an unexpired term ending June 30, 2016, succeeding Jessica Pfau. (Education Committee) Motion to confirm made by Senator Frank Simpson.

Lyttle, John, Midwest City, to the Board of Regents for Rose State College, to serve a seven-year term ending July 1 2022, succeeding Aaron Corwin. (Education Committee) Motion to confirm made by Senator Frank Simpson on behalf of Senator Jack Fry.

McKamey, William "Bill", Tulsa, to the Board of Regents of the Tulsa Community College, to serve a seven-year term ending June 30, 2022, succeeding himself. (Education Committee) Motion to confirm made by Senator Gary Stanislawski.

Morris, Aaron, Ardmore, to the State Board of Licensure for Professional Engineers and Land Surveyors, to serve a six-year term ending June 28, 2021, succeeding Theodore A. Sack. (Business and Commerce Committee) Motion to confirm made by Senator Frank Simpson.

Moses, Robert, Guthrie, to the Commission on Consumer Credit, to serve a five-year term ending January 1, 2020, succeeding himself. (Business and Commerce Committee) Motion to confirm made by Senator A J Griffin.

Narvaez, Lawrence, Oklahoma City, to the Oklahoma Board of Private Vocational Schools, to serve a six-year term ending July 1, 2021, succeeding himself. (Education Committee) Motion to confirm made by Senator Greg Treat.

Rooney, Patrick T., Oklahoma City, to the Oklahoma Student Loan Authority, to serve a five-year term ending April 6, 2020, succeeding himself. (Education Committee) Motion to confirm made by Senator Ervin Yen.

Snodgrass, Deby, Oklahoma City, as the Director of the Department of Commerce, to serve at the pleasure of the Governor, succeeding Larry Parman. (Business and Commerce Committee) Motion to confirm made by Senator Ervin Yen.

Snodgrass, Deby, Oklahoma City, as the Cabinet Secretary of Commerce and Tourism, to serve at the pleasure of the Governor, succeeding Larry Parman. (Business and Commerce Committee) Motion to confirm made by Senator Ervin Yen.

Stanley, Craig, Broken Arrow, to the Commission on Consumer Credit, to serve a five-year term ending February 15, 2019, succeeding James Lee. (Business and Commerce Committee) Motion to confirm made by Senator Bill Brown.

Stewart, David R., Afton, to the State Board of Career and Technology Education, to serve an unexpired term ending April 1, 2017, succeeding Karl Meyers. (Education Committee) Motion to confirm made by Senator Randy Bass on behalf of Senator Charles Wyrick.

Wilbanks, Joe, Moore, to the Commission on Consumer Credit, to serve a five-year term ending February 15, 2020, succeeding himself. (Business and Commerce Committee) Motion to confirm made by Senator Anthony Sykes.

Youngblood, Devery R., Yukon, to the Board of Regents for Oklahoma City Community College, to serve a seven-year term ending April 22, 2022, succeeding himself. (Education Committee) Motion to confirm made by Senator Stephanie Bice.

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

Aye: Allen, Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Excused: Anderson, Bingman, Crain, Fry, Mazzei, Sparks, Standridge and Wyrick.--8.

Vacancy: District 11.--1.

EXECUTIVE NOMINATION

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

Link, L. Tucker, Finley, to the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, to serve an eight-year term ending April 4, 2023, succeeding himself. (Education Committee) Motion to confirm made by Senator Joseph Silk.

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

Aye: Barrington, Bass, Bice, Boggs, Brinkley, Brooks, Brown, David, Fields, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Loveless, Marlatt, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Stanislawski, Thompson and Treat.--32.

Nay: Allen, Brecheen, Dahm, Justice, Shortey, Sykes and Yen.--7.

Excused: Anderson, Bingman, Crain, Fry, Mazzei, Sparks, Standridge and Wyrick.--8.

Vacancy: District 11.--1.

REQUEST TO RECESS

Senator Schulz moved to request the Honorable House to consent to the adjournment of the Senate in the First Regular Session of the 55th Legislature for a period of more than three days, pursuant to Article 5, Section 30 of the Oklahoma Constitution, beginning on Thursday, March 19, 2015 and ending on Monday, March 23, 2015, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 1004, 1035, 1075, 1116, 1117, 1125, 1276, 1290, 1353, 1385, 1419, 1420, 1421, 1422, 1474, 1477, 1508, 1512, 1549, 1574, 1607, 1614, 1616, 1622, 1630, 1693, 1697, 1793, 1823, 2017, 2130, 2131, 2166, 2168, 2178, 2179, 2182** and **2183** and **HJRs 1002, 1024** and **1025**.

HB 1004 – By Faught of the House and Boggs of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Section 12-201, which relates to lamps and signal devices; modifying certain time requirement for displaying lamps and illuminating devices; and providing an effective date.

HB 1035 – By Tadlock, Roberts (Dustin) and Perryman of the House and Floyd of the Senate.

[civil procedure - providing for the admissibility of certain evidence - effective date]

HB 1075 – By Morrissette, Kouplen and Renegar of the House and Quinn of the Senate.

An Act relating to cedar trees; amending 2 O.S. 2011, Sections 18-401, 18-403, 18-404, 18-406, 18-407, as amended by Section 19, Chapter 304, O.S.L. 2012 and 18-408 (2 O.S. Supp. 2014, Section 18-407), which relate to the Eastern Red Cedar Registry Board Act; changing name of the act; terminating the Eastern Red Cedar Registry Board; providing for transfer to the Office of the Eastern Red Cedar Registry Coordinator; changing references to the Eastern Red Cedar Registry Board; creating the Office of the Eastern Red Cedar Registry Coordinator; moving administration, support and expenditure of funds related to the Eastern Red Cedar Registry Act from the Oklahoma Department of Agriculture, Food, and Forestry to the Department of Environmental Quality; deleting membership and appointments to the Board; providing for employment and authority of the Coordinator; providing for budgeting and funding of the salary of the Coordinator; authorizing receipt of certain funding; providing for deposit in the Eastern Red Cedar Revolving Fund; limiting expenditures; adding certain duties; creating the Oklahoma Resource Reclamation Act; providing for implementation of the act; defining terms; declaring the public interest in managing private lands in the state for certain purpose; specifying certain goals; providing for determination of infestation; requiring notification by the Oklahoma Tax Commission; allowing municipalities to create certain lists; authorizing the Tax Commission to post certain lists on its website; encouraging certain insurers to offer incentives for policyholders who implement a certain program; defining term; allowing an owner of certain property to have the property reclassified; directing the county assessor to reclassify certain property; providing for reassessment upon certain conditions; providing in lieu tax treatment for certain property; requiring verification by the county assessor; setting limit on the number of acres that may be approved; requiring the county assessor to verify limit; directing the Oklahoma Tax Commission to keep certain records; requiring filing of approval and election with county assessor; setting in lieu tax rate; setting filing deadline; providing for payment to county treasurer; providing for apportionment according to existing millage levies; providing for in lieu tax treatment; disqualifying property for certain exemption; providing penalty for nonpayment; amending

68 O.S. 2011, Section 2805, which relates to ad valorem taxes; expanding list of in lieu taxes; allowing a tax credit for certain qualified biomass expenditures; defining terms; establishing amount of credit; allowing credit to be carried forward; allowing credit to be claimed separately in certain cases; authorizing the Oklahoma Tax Commission to promulgate rules; creating the Oklahoma Woody Biomass Energy Initiative Act of 2015; making legislative findings; defining certain term; creating the Woody Biomass Energy Initiative Council; establishing termination date; providing for membership; requiring appointments by a certain date; providing for meetings, a quorum, vacancies and staffing; providing for travel reimbursement; making reimbursement and staffing contingent upon funding; requiring the Council to comply with certain acts; specifying duties; authorizing the Council to apply for and use certain funds; amending 74 O.S. 2011, Section 85.44D, as amended by Section 757, Chapter 304, O.S.L. 2012 (74 O.S. Supp. 2014, Section 85.44D), which relates to purchasing preferences for products made from Oklahoma-harvested trees; modifying certain date; requiring the Purchasing Division of the Office of Management and Enterprise Services to register certain manufacturers into the vendor registration system; directing the Division to waive certain fees; amending Section 2, Chapter 247, O.S.L. 2012 and Section 3, Chapter 247, O.S.L. 2012, as amended by Section 1, Chapter 232, O.S.L. 2014 (17 O.S. Supp. 2014, Sections 802.2 and 802.3), which relate to the Oklahoma Energy Initiative Act; adding certain duties to the Oklahoma Energy Initiative relating to woody biomass energy production; expanding the membership of the Oklahoma Energy Initiative Board; directing the Board to establish a woody biomass working group; repealing 2 O.S. 2011, Section 18-405, which relates to support, resources and supplies from the Department of Agriculture, Food, and Forestry; providing for codification; providing for noncodification; providing for recodification; and providing an effective date.

HB 1116 – By Cleveland of the House and Standridge of the Senate.

[prisons and reformatories - authorizing the Department of Corrections to enter into an agreement for purposes of selling certain groundwater – ~~emergency~~]

HB 1117 – By Cleveland and Condit of the House and Sharp and Boggs of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 2011, Section 13.1, as amended by Section 1, Chapter 231, O.S.L. 2014 (21 O.S. Supp. 2014, Section 13.1), which relates to required service of prison sentence; providing for parole consideration for certain persons; providing conditions; providing eligibility requirements; and providing an effective date.

HB 1125 – By Russ and Bennett of the House and Sykes of the Senate.

An Act relating to marriage licenses; amending 28 O.S. 2011, Sections 31 and 152.4, which relate to fees; modifying fee; providing fee for recording marriage certificate or affidavit of common law marriage; deleting marriage license fee collection procedure; amending 43 O.S. 2011, Sections 3, 5.1, 7, 8, 9, as amended by Section 6, Chapter 278, O.S.L. 2012 and 15 (43 O.S. Supp. 2014, Section 9), which relate to marriage; deleting reference to marriage license; describing procedure when written permission is required for marriage; directing permission be retained by official or affixed to affidavit; providing reduced marriage certificate fee if premarital counseling is completed; providing exception; allowing assemblies with no ordained minister to solemnize marriages; allowing affidavit

of common law marriage; providing for filing of affidavit with court clerk; listing contents of affidavit; requiring execution of marriage certificate; listing contents of certificate; directing filing of certificate with court clerk; instructing court clerk to record certificate or affidavit; setting forth procedures for recording and recordkeeping; requiring entity to accept certificate or affidavit as proof of identity or marital status; providing applicability; construing provision; providing punishment for judge or clerk recording prohibited marriage certificate; providing statutory form for marriage certificate; repealing 43 O.S. 2011, Sections 4, 5, as amended by Section 1, Chapter

192, O.S.L. 2013, 6, 10, 19 and 36 (43 O.S. Supp. 2014, Section 5), which relate to marriage; providing for codification; and providing an effective date.

HB 1276 – By Cockroft of the House and Smalley of the Senate.

[explosives - modifying scope of certain prohibited acts - effective date]

HB 1290 – By Cannaday, Bennett, Casey, Perryman, Sherrer, Cockroft and Hoskin of the House and Fields of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 6-101.10, as last amended by Section 1, Chapter 331, O.S.L. 2014 (70 O.S. Supp. 2014, Section 6-101.10), which relates to teacher evaluation policies; amending 70 O.S. 2011, Section 6-101.16, as last amended by Section 3, Chapter 331, O.S.L. 2014 (70 O.S. Supp. 2014, Section 6-101.16), which relates to the Oklahoma Teacher and Leader Effectiveness Evaluation System; modifying dates for implementation of the Oklahoma Teacher and Leader Effectiveness Evaluation System; clarifying duties of the State Board of Education; modifying date for adoption of recommendations by the Teacher and Leader Effectiveness Commission; clarifying responsibilities; amending 70 O.S. 2011, Section 6-101.17, which relates to the Teacher and Leader Effectiveness Commission; adding duties; and declaring an emergency.

HB 1353 – By Rousselot, Perryman and Sherrer of the House and Simpson of the Senate.

An Act relating to state government; creating the Disabled Veteran Business Enterprise Act; defining terms; requiring preference for certain veterans; specifying certain conditions and goals for awarding of contracts; authorizing Director of the Office of Management and Enterprise Services to promulgate rules; providing for codification; and providing an effective date.

HB 1385 – By Walker of the House and Loveless of the Senate.

[state government – prohibiting certain officials from using certain public service announcements – effective date]

HB 1419 – By Murphey of the House and Dahm of the Senate.

An Act relating to state capital and capitol building; repealing 73 O.S. 2011, Sections 98, 98.1, 98.2, 98.3, 98.4, 98.5, as amended by Section 673, Chapter 304, O.S.L. 2012, 98.6 and 98.7 (73 O.S. Supp. 2014, Section 98.5), which relate to the Oklahoma Centennial Act; and providing an effective date.

HB 1420 – By Murphey of the House and Dahm of the Senate.

An Act relating to waters and water rights; repealing 82 O.S. 2011, Sections 1087.21, 1087.22, 1087.23, 1087.24, 1087.25, 1087.26, 1087.27, 1087.28, 1087.29, 1087.30, 1087.31, 1087.32 and 1087.33, which relate to the Oklahoma Weather Modification Act; and providing an effective date.

HB 1421 – By Murphey of the House and Dahm of the Senate.

An Act relating to public finance; repealing 62 O.S. 2011, Sections 701, 702, 703 and 704, which relate to the Self-Liquidating Facilities Revolving Loan Fund; and providing an effective date.

HB 1422 – By Murphey of the House and Dahm of the Senate.

An Act relating to state capital and capitol building; repealing 73 O.S. 2011, Sections 99.1, 99.2, 99.3, 99.4, 99.5 and 99.6, as amended by Section 674, Chapter 304, O.S.L. 2012 (73 O.S. Supp. 2014, Section 99.6), which relate to the Oklahoma Centennial County Courthouses Preservation Act; and providing an effective date.

HB 1474 – By Wood of the House and Shortey of the Senate.

An Act relating to state government; amending 74 O.S. 2011, Section 840-2.28, as last amended by Section 2, Chapter 158, O.S.L. 2014 (74 O.S. Supp. 2014, Section 840-2.28), which relates to voluntary out benefits; allowing certain employees to receive more than one voluntary out benefit; and providing an effective date.

HB 1477 – By Wood of the House and Sharp of the Senate.

An Act relating to juries; amending 11 O.S. 2011, Sections 27-120 and 28-116, which relate to municipal juries; allowing district court to use jury management system to select jurors for municipal court; authorizing electronic format for juror list; stating no requirement to provide written list or prepare juror summons; amending 22 O.S. 2011, Sections 359 and 360, which relate to the Multicounty Grand Jury Act; permitting Administrative Director of the Courts to use jury management system to select and summon multicounty grand jurors; directing process be supervised by presiding judge; allowing same process used for county grand and petit juries; excepting certain laws from selecting and ordering of juror names; authorizing Director to issue and serve summons using jury management system; prescribing development of a standard summons form; directing summons be mailed in specific time frame; amending 22 O.S. 2011, Sections 591 and 633, which relate to jurors for civil and criminal actions; allowing jurors to be selected and summoned using a jury management system; excepting certain laws from selecting and ordering juror names; disallowing challenge to the panel based on use of a jury management system; amending 38 O.S. 2011, Sections 18, 19, 20, 21, 22, 23, 28, as last amended by Section 1, Chapter 15, O.S.L. 2014 and 36 (38 O.S. Supp. 2014, Section 28), which relate to jurors; permitting eligible juror list to be maintained electronically; detailing how list will be furnished and maintained; allowing changes provided by an electronic address verification process; authorizing jury management system to generate petit and grand jury panels; expanding who jury panel reports to; providing for generation of general jury panel using jury management system; empowering judge to order randomly selected jurors from system; clarifying language; providing for selection of additional jurors using

jury management system; deleting requirement that court clerk serve the summons; permitting automated process to summon grand and petit jurors; directing Administrative Director of the Courts to develop standard summons form; requiring inclusion for district court to add additional information; excepting return-of-service affidavit in certain instances; allowing resources for jurors to submit information to the court; listing possible resources; authorizing court to use jury management system to maintain juror communications; specifying who can make determinations about juror conditions; providing exceptions; limiting how information is used; prohibiting disclosure for purposes other than jury management; barring public disclosure of juror information without a court order; prescribing request for disclosure process; providing for confidentiality; providing exception; authorizing disclosure of certain juror information to attorneys of record; prohibiting sharing information except for jury selection; mandating information be returned to the court; stating counsel is under continuing duty to protect information; prohibiting public disclosure of grand jurors; providing exception; empowering district court to utilize approved electronic jury management system; providing for applicability; directing court clerk to manage jury selection process; providing for supervision and control by specified judge; allowing trial court administrator to manage jury selection in some instances; providing for delegation of duties to staff; describing process for selecting jurors using the jury management system; authorizing system to draw jury panels in accordance with local court procedures; prohibiting disclosure of general panel jury list; providing exception; letting the system be used to prepare jury summons; directing mailing to those chosen; setting forth procedures for mailing summons; allowing the system to randomly select jurors for a case panel; defining term; requiring written list for each panel; specifying who may receive a list; prohibiting disclosure of list except for jury selection; describing process of how jurors are called; barring juror challenge based on use of system; excepting certain laws from selecting and ordering juror names; permitting record creation and maintenance by the system; empowering court to provide electronic resources for jurors; construing provision; providing for codification; and declaring an emergency.

HB 1508 – By Virgin and Hoskin of the House and Sparks of the Senate.

An Act relating to civil procedure; amending 12 O.S. 2011, Section 83, which relates to monies obtained on behalf of minors; authorizing certain funds to be deposited into or withdrawn from College Savings Plan accounts pursuant to Section 529 of the Internal Revenue Code of 1986, as amended; providing for withdrawal subject to provisions of federal or state tax law; and providing an effective date.

HB 1512 – By Kern and Enns of the House and Jolley of the Senate.

[schools – modifying the Oklahoma Educational Interpreter for the Deaf Act - ~~effective date~~ – ~~emergency~~]

HB 1549 – By Sears and McBride of the House and Bingman, Quinn and Mazzei of the Senate.

An Act relating to wind energy; amending 17 O.S. 2011, Sections 160.13 and 160.15, which relate to the Oklahoma Wind Energy Development Act; adding definition; changing the time for the filing of evidence of financial security for wind energy facilities commenced after a certain date; modifying acceptable types of financial security;

establishing the amount of evidence of financial security for wind energy facilities commenced after a certain date; updating statutory references; prohibiting construction of wind energy facilities in certain locations; requiring the owner of a wind energy facility to file certain notification with the Corporation Commission; directing the Commission to prescribe the notification form and filing requirements; specifying inclusion of certain information; requiring copies of notification to be filed with certain counties and municipalities within a certain time; requiring copies of the notification to be published in certain newspapers; directing the owner of the wind energy facility to hold a public meeting; listing conditions for the public meeting; prohibiting commencement of construction until the notification and public meeting requirements are met; establishing penalty; providing for codification; and providing an effective date.

HB 1574 – By Williams of the House and Griffin of the Senate.

An Act relating to public health and safety; amending 63 O.S. 2011, Section 2-415, as amended by Section 1, Chapter 348, O.S.L. 2014 (63 O.S. Supp. 2014, Section 2-415), which relates to the Trafficking in Illegal Drugs Act; modifying certain penalty; and providing an effective date.

HB 1607 – By Sherrer and Hoskin of the House and Bass of the Senate.

An Act relating to activities on or near public roads; creating the Oklahoma Highway, Right-of-Way, and Adjoining Property Safety, Protection and Beautification Act; prohibiting adult cabarets in certain locations; defining terms; amending 2 O.S. 2011, Section 3-220, which relates to eradication of noxious weeds; requiring the Department of Transportation to prevent certain plants from going to seed; amending 47 O.S. 2011, Section 751, which relates to implied consent to breath or blood test; directing law enforcement to provide certain notification; providing for codification; providing for noncodification; and providing an effective date.

HB 1614 – By Henke and Sherrer of the House and Smalley of the Senate.

[motor vehicles - enacting the Oklahoma Transportation Network Company Services Act – regulating transportation network companies, services and drivers – effective date]

HB 1616 – By Derby of the House and Standridge of the Senate.

An Act relating to Oklahoma Bureau of Narcotics and Dangerous Drugs Control; amending 63 O.S. 2011, Sections 2-103, as last amended by Section 70, Chapter 15, O.S.L. 2013, 2-105 and 2-110, as amended by Section 46, Chapter 259, O.S.L. 2012 (63 O.S. Supp. 2014, Sections 2-103 and 2-110), which relate to the Uniform Controlled Dangerous Substances Act; authorizing retired commissioned employees to purchase certain weapons; providing procedures for transferring ownership; modifying certain reporting requirement; authorizing use of state-owned vehicles by certain employees; amending 63 O.S. 2011, Sections 2-204, as last amended by Section 2, Chapter 154, O.S.L. 2014 and 2-208, as amended by Section 3, Chapter 80, O.S.L. 2012 (63 O.S. Supp. 2014, Sections 2-204 and 2-208), which relate to Schedule I and III substances; adding substances related to hallucinogenics and synthetic cannabinoids; deleting certain substance from Schedule III; amending 63 O.S. 2011, Section 2-315, which relates to the Anti-Drug Diversion Act; modifying submission requirement for destroying controlled dangerous substances;

amending 63 O.S. 2011, Section 2-407, which relates to penalties for certain violations; and expanding scope of certain prohibited act.

HB 1622 – By Derby, Brumbaugh, Denney, Condit, Newell, Nelson, Cannaday, Caldwell, McCullough, Thomsen and Henke of the House and Stanislawski of the Senate.

[schools – directing the development of standards for ACT assessment preparation instruction – deleting end-of-instruction testing requirements - requiring ACT assessment – effective date – emergency]

HB 1630 – By Billy of the House and Barrington of the Senate.

[prisons and reformatories - clarifying transfer procedures and responsibilities relating to housing costs - effective date]

HB 1693 – By Calvey of the House and Loveless of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 2011, Section 2357.206, as amended by Section 1, Chapter 349, O.S.L. 2014 (68 O.S. Supp. 2014, Section 2357.206), which relates to the Oklahoma Equal Opportunity Education Scholarship Act; modifying amount of credit made for consecutive years; modifying definitions; and providing an effective date.

HB 1697 – By Denney, Shelton, Sherrer and Hoskin of the House and Griffin of the Senate.

[mental health – permitting court to order assisted outpatient treatment - effective date]

HB 1793 – By Roberts (Sean) of the House and David of the Senate.

An Act relating to public health and safety; amending 63 O.S. 2011, Section 2-701, as last amended by Section 7, Chapter 181, O.S.L. 2013 (63 O.S. Supp. 2014, Section 2-701), which relates to the methamphetamine offender registry; requiring offenders to provide certain notice; providing penalty for certain violations; providing guidelines for accessing the methamphetamine offender registry website; providing exemption from liability under certain circumstances; granting authority to release certain information; and providing an effective date.

HB 1823 – By Martin and McCullough of the House and Jolley of the Senate.

An Act relating to schools; amending 70 O.S. 2011, Section 1210.545, as last amended by Section 2, Chapter 163, O.S.L. 2014 (70 O.S. Supp. 2014, Section 1210.545), which relates to the annual reports for the Oklahoma School Testing Program; directing the Board to study and make recommendations for the calculation metrics of the school report cards; requiring submission of a report by certain date; and declaring an emergency.

HB 2017 – By Coody (Jeff) of the House and Marlatt of the Senate.

[revenue and taxation - Oklahoma Quality Jobs Program Act - ~~effective date~~ - ~~emergency~~]

HB 2130 – By Cleveland of the House and Dahm of the Senate.

An Act relating to schools; repealing 70 O.S. 2011, Section 18-114.11, which relates to calculation of instruction costs and total compensation to certified personnel for certain school year; and providing an effective date.

HB 2131 – By Cleveland of the House and Quinn of the Senate.

An Act relating to revenue and taxation; repealing 68 O.S. 2011, Sections 1215, 1216, 1217, 1218 and 1219, as amended by Sections 1 and 2, Chapter 332, O.S.L. 2012, 1220, 1221, 1222, as amended by Section 3, Chapter 332, O.S.L. 2012, 1223, 1224, 1225, as amended by Section 4, Chapter 332, O.S.L. 2012, 1226, 1227 and 1228, as amended by Section 5, Chapter 332, O.S.L. 2012 (68 O.S. Supp. 2014, Sections 1218, 1219, 1222, 1225 and 1228), which relate to the Oklahoma Business Activity Tax Code; and providing an effective date.

HB 2166 – By McCullough of the House and Griffin of the Senate.

An Act relating to prevention programs; amending 63 O.S. 2011, Section 1-110.1, as amended by Section 477, Chapter 304, O.S.L. 2012 (63 O.S. Supp. 2014, Section 1-110.1), which relates to the Children First Fund; redirecting oversight of fund to Oklahoma Commission on Children and Youth; permitting Commission to budget and expend monies; requiring Commission to submit annual report; directing Commission send nursing hours report to Oklahoma Health Care Authority; providing for coordination to target certain program participants; mandating Commission contract with university; amending 63 O.S. 2011, Sections 1-227, 1-227.1, as amended by Section 46, Chapter 229, O.S.L. 2013, 1-227.2, as amended by Section 47, Chapter 229, O.S.L. 2013, 1-227.3, 1-227.4, as amended by Section 48, Chapter 229, O.S.L. 2013, 1-227.6, 1-227.7 and 1-227.8 (63 O.S. Supp. 2014, Sections 1-227.1, 1-227.2 and 1-227.4), which relate to the Child Abuse Prevention Act; updating citations; transferring oversight of Office of Child Abuse Prevention to Oklahoma Commission on Children and Youth; modifying terms; deleting terms; updating citations; authorizing Commission take certain actions to implement act; granting Commission rulemaking authority; adding high-risk categories to target; directing Commission prepare state plan; requiring Commission expend funds for grants or contracts; mandating Commission request budget to implement the act annually; directing how Commission disburses funds; prescribing Commission use formula for fund distribution; requiring Commission employ Director for Office; updating citations; providing Commission oversight of rulemaking by Director; authorizing Director act as agent for Commission; transferring oversight of Child Abuse Prevention Fund to Commission; updating citations; limiting funds to those approved by Commission; amending 10A O.S. 2011, Section 1-9-108, which relates to a child abuse and neglect prevention pilot program; transferring oversight of program from Department of Human Services to Commission; requiring team to make annual report to Legislature and Commission; deleting reference to dissolved entity; granting Commission rulemaking authority; permitting Commission enter into contracts and accept volunteer assistance; directing request of certain Medicaid waiver; providing for requests for proposals or contracting; describing program; requiring uninterrupted services; directing development of data system; specifying uses for data system; prohibiting establishment of additional programs; declaring legislative intent; transferring records and property; providing for disposition of funds; transferring powers

and duties; providing for codification; providing for recodification; and providing an effective date.

HB 2168 – By McCullough, Matthews, Osborn, Denney, Sherrer, Hoskin and Shelton of the House and Newberry of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2011, Section 46.14, as amended by Section 9, Chapter 234, O.S.L. 2014 (59 O.S. Supp. 2014, Section 46.14), which relates to the State Architectural and Registered Interior Designers Act; modifying license and certificate qualifications; defining terms; amending 59 O.S. 2011, Section 199.11, as last amended by Section 9, Chapter 260, O.S.L. 2014 (59 O.S. Supp. 2014, Section 199.11), which relates to the Oklahoma Cosmetology and Barbering Act; modifying license and certificate qualifications; defining terms; amending 59 O.S. 2011, Section 475.18, as amended by Section 7, Chapter 139, O.S.L. 2012 (59 O.S. Supp. 2014, Section 475.18), which relates to engineering and land surveying; modifying license and certificate qualifications; defining terms; amending 59 O.S. 2011, Section 532, which relates to the Oklahoma Athletic Trainers Act; modifying license qualifications; defining terms; amending 59 O.S. 2011, Section 858-723, which relates to the Oklahoma Certified Real Estate Appraisers Act; modifying license and certificate qualifications; defining terms; amending 59 O.S. 2011, Section 887.13, as amended by Section 2, Chapter 324, O.S.L. 2014 (59 O.S. Supp. 2014, Section 887.13), which relates to the Physical Therapy Practice Act; modifying license qualifications; defining terms; amending 59 O.S. 2011, Section 888.9, which relates to the Occupational Therapy Practice Act; modifying license; defining terms; amending 59 O.S. 2011, Section 1370, which relates to the Psychologists Licensing Act; modifying license qualifications; defining terms; amending 59 O.S. 2011, Section 1503A, which relates to the Oklahoma Pawnshop Act; modifying license qualifications; defining terms; amending 59 O.S. 2011, Section 1619, which relates to the Speech-Language Pathology and Audiology Licensing Act; modifying license qualifications; defining terms; amending 59 O.S. 2011, Section 1912, as amended by Section 12, Chapter 229, O.S.L. 2013 (59 O.S. Supp. 2014, Section 1912), which relates to the Licensed Professional Counselors Act; modifying license qualifications; defining terms; amending 59 O.S. 2011, Section 1925.15, as amended by Section 24, Chapter 229, O.S.L. 2013 (59 O.S. Supp. 2014, Section 1925.15), which relates to the Marital and Family Therapist Licensure Act; modifying license qualifications; defining terms; amending 59 O.S. 2011, Section 1941, as amended by Section 34, Chapter 229, O.S.L. 2013 (59 O.S. Supp. 2014, Section 1941), which relates to the Licensed Behavioral Practitioner Act; modifying license qualifications; defining terms; and providing an effective date.

HB 2178 – By Hickman, McBride, Murdock and Osborn of the House and Bingman of the Senate.

An Act relating to oil and gas; authorizing regulation by municipalities, counties and other political subdivisions of certain oil and gas operations and establishing setbacks; providing certain limitation; prohibiting certain regulations; making certain operations subject to jurisdiction and regulation of the Corporation Commission; repealing 52 O.S. 2011, Section 137, which relates to powers of cities and towns to regulate oil and gas drilling or production; providing for codification; and declaring an emergency.

HB 2179 – By Hickman and Perryman of the House and Griffin of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 2011, Sections 6-101, as last amended by Section 2, Chapter 259, O.S.L. 2013, 6-110, as last amended by Section 2, Chapter 199, O.S.L. 2014 and 6-212, as amended by Section 1, Chapter 274, O.S.L. 2013 (47 O.S. Supp. 2014, Sections 6-101, 6-110 and 6-212), which relate to driver licenses; modifying certain provisional driver license requirements; and providing an effective date.

HB 2182 – By Hickman, Brown, Bennett, Montgomery, Dank, Sherrer, Perryman, Ownbey, Hoskin and McCullough of the House and Bingman of the Senate.

An Act relating to public finance; enacting the Incentive Evaluation Act; defining term; creating Incentive Evaluation Commission; providing for membership; prohibiting certain persons from serving on the Commission; requiring staff support; creating Incentive Approval Committee as subcommittee of Incentive Evaluation Commission; imposing duties upon Committee; imposing duties on Incentive Evaluation Commission; requiring development of schedule; requiring transmission of schedule to Governor, President Pro Tempore of the Oklahoma State Senate and the Speaker of the Oklahoma House of Representatives; authorizing contract; requiring scope of services request for proposal; prohibiting certain contact; prescribing procedures for evaluation of tax and related incentives; requiring report; prescribing content of evaluation; requiring criteria for evaluation; requiring compliance with Administrative Procedures Act; requiring information, records, data and analysis by governmental entities; providing for confidentiality of information; providing for codification; and providing an effective date.

HB 2183 – By Hickman, Billy and McCullough of the House and Bingman of the Senate.

An Act relating to public finance; defining term; imposing requirement with respect to certain incentives enacted after specified date; requiring statement of measurable goals; providing for codification; and providing an effective date.

HJR 1002 – By Kirby of the House and David of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 3 of Article XXVIII of the Constitution of the State of Oklahoma; authorizing wineries to ship wine to certain consumers; providing ballot title; and directing filing.

HJR 1024 – By Hickman of the House and Mazzei of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 6B of Article X of the Constitution of the State of Oklahoma; modifying provisions for exempt treatment of manufacturing facilities; authorizing board of county commissioners to approve exemption; specifying maximum duration of exemption; authorizing maximum percentage of net assessed value exempt from tax; modifying provisions related to reimbursement of certain ad valorem tax revenues to local taxing jurisdictions; specifying applicability of certain provisions; providing for applicability of provisions based on specified date; providing ballot title; and directing filing.

HJR 1025 – By Hickman of the House and Treat of the Senate.
A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 23 of Article V of the Constitution of the State of Oklahoma; modifying provisions related to certain activity authorized for legislators; prohibiting compensation, remuneration or reimbursement from state governmental entities for prescribed period; providing exception for legislators returning to certain employment; providing ballot title; and directing filing.

The above-numbered measures were read the first time.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 12**.

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

Advising passage of and returning the following Engrossed measure:

SCR 13 - coauthored by all other Representatives

The above-numbered measure was referred for enrollment.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, March 17, 2015, 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 1012 – General Government
Ayes: Bice, Dahm, Floyd, Holt, Marlatt, Pittman, Shortey

HB 1017 – General Government
Ayes: Bice, Dahm, Floyd, Holt, Marlatt, Pittman, Shortey

HB 1514 – Agriculture and Rural Development
Ayes: Allen, Barrington, Boggs, Fields, Garrison, Justice, Simpson, Sykes

HB 1612 – General Government
Ayes: Bice, Dahm, Floyd, Holt, Marlatt, Pittman, Shortey

DO PASS, As Amended:

HB 1749 – General Government
Ayes: Bice, Dahm, Holt, Marlatt
Nays: Floyd, Pittman, Shortey

HB 1776 – General Government
Ayes: Bice, Dahm, Floyd, Holt, Marlatt, Pittman, Shortey

COMMITTEE REPORT

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

DO PASS:

HB 1437 – Agriculture and Rural Development
Ayes: Allen, Barrington, Boggs, Fields, Garrison, Justice, Simpson, Sykes

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

HB 1290 - Coauthored by Ford
HB 1375 - Coauthored by Newberry
HB 1515 - Coauthored by Holt
HB 1518 - Coauthored by Billy, Matthews

Pursuant to the Schulz motion, the Senate adjourned at 2:10 p.m. to meet Tuesday, March 17, 2015, at 1:30 p.m.