

Senate Journal

First Regular Session of the Fifty-fifth Legislature of the State of Oklahoma

Thirty-fourth Legislative Day, Tuesday, March 31, 2015

The Senate was called to order by Senator Brooks.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—46.

Excused: Shortey.—1.

Vacancy: District 11.—1.

Senator Brooks declared a quorum present.

The prayer was offered by Sam Smith, Foundation Free Will Baptist Church, Grove, the guest of Senator Shaw.

INTRODUCTIONS

Senator Allen introduced his wife, Nikki, and his granddaughter, Katie May; and Senator Loveless introduced Congressman Steve Russell and former Senator Kathleen Wilcoxson, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SB 28, 109, 115, 215, 338 and 346 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

GENERAL ORDER

HB 1948 by Cox et al of the House and Griffin of the Senate was called up for consideration.

Senator Griffin moved that **HB 1948** be advanced, which motion was declared adopted.

THIRD READING

HB 1948 was read for the third time at length.

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

Aye: Barrington, Bass, Bice, Bingman, Boggs, Brinkley, Brooks, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat and Wyrick.--35.

Nay: Allen, Anderson, Brecheen, Brown, Dahm, Mazzei, Newberry, Silk, Sykes and Yen.--10.

Excused: Crain and Shortey.--2.

Vacancy: District 11.—1.

The bill passed.

HB 1948 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1154 by Montgomery of the House and Barrington of the Senate was called up for consideration.

Senator Barrington moved that **HB 1154** be advanced, which motion was declared adopted.

THIRD READING

HB 1154 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, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--44.

Excused: Bingman, Crain and Shortey.--3.

Vacancy: District 11.—1.

The bill passed.

HB 1154 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1406 by Pfeiffer of the House and Barrington of the Senate was called up for consideration.

Senator Barrington moved that **HB 1406** be advanced, which motion was declared adopted.

THIRD READING

HB 1406 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, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--44.

Excused: Bingman, Crain and Shortey.--3.

Vacancy: District 11.—1.

The bill passed.

HB 1406 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1085 by Ownbey of the House and Treat and Pittman of the Senate was called up for consideration.

Senator Treat moved that **HB 1085** be advanced, which motion was declared adopted.

THIRD READING

HB 1085 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, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--44.

Excused: Bingman, Crain and Shortey.--3.

Vacancy: District 11.—1.

The bill passed.

HB 1085 was properly signed and ordered returned to the Honorable House.

EXECUTIVE NOMINATIONS

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

Benge, G. Chris, Tulsa, as Secretary of State, to serve a coterminous term ending January 14, 2019, succeeding himself. (General Government Committee) Motion to confirm made by Senator Dan Newberry.

Benge, G. Chris, Tulsa, as Cabinet Secretary of State and Native American Affairs, to serve at the pleasure of the Governor, succeeding himself. (General Government Committee) Motion to confirm made by Senator Dan Newberry.

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

Aye: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz,

Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--44.

Excused: Bingman, Crain and Shortey.--3.

Vacancy: District 11.—1.

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

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

SB 42

SB 167 - coauthored by Cockroft of the House and Pittman of the Senate

SB 292 - remove Echols as principal House author and substitute Jordan as principal House author and add Echols as coauthor

SB 563 - coauthored by Newell, Kirby, Cockroft, Billy and McPeak of the House

House amendments were read on the above-numbered bills.

MESSAGES FROM THE HOUSE

Advising passage of and returning the following Engrossed bills:

SB 24

SB 46

SB 50 - coauthored by Pittman of the Senate and Perryman, Cockroft and Sherrer of the House

SB 55

SB 62 - coauthored by Pittman of the Senate

SB 206 - coauthored by Faught of the House

SB 229 - coauthored by Pittman of the Senate

SB 331

SB 336

SB 345

SB 394 - coauthored by Pittman of the Senate

SB 429

SB 462

SB 725 - coauthored by Perryman of the House

The above-numbered measures were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1948**.

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

Advising fourth reading of and returning Enrolled **SBs 28, 109, 115, 215, 338 and 346**.

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

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, April 1, 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 1318 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

HB 1396 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

HB 1399 – Judiciary

Ayes: Brooks, Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1577 – Judiciary

Ayes: Brooks, Floyd, Griffin, Sparks, Standridge, Sykes, Thompson, Treat

Nays: Crain, Holt

HB 1650 – Tourism and Wildlife

Ayes: Anderson, Bass, Boggs, Brecheen, Brown, Fields, Garrison, Justice, Sharp,
Wyrick

HB 1652 – Tourism and Wildlife

Ayes: Anderson, Bass, Boggs, Brecheen, Brown, Fields, Garrison, Justice, Sharp

HB 1714 – Judiciary

Ayes: Brooks, Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1918 – Judiciary

Ayes: Brooks, Crain, Floyd, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 2179 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

DO PASS, As Amended:

HB 1119 – Judiciary

Ayes: Brooks, Crain, Floyd, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1120 – Judiciary

Ayes: Brooks, Crain, Floyd, Holt, Sparks, Sykes, Thompson, Treat

HB 1122 – Judiciary

Ayes: Brooks, Crain, Floyd, Holt, Sparks, Sykes, Thompson, Treat

HB 1269 – Finance

Ayes: Brinkley, Dahm, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson, Yen

CS for HB 1299 – Finance

Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson,
Yen

HB 1354 – Transportation

Ayes: Allen, Bass, Fry, Marlatt, Pittman, Silk, Smalley, Stanislawski

HB 1407 – Finance

Ayes: Brinkley, Dahm, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson, Yen

HB 1516 – Public Safety

Ayes: Barrington, David, Ford, Shaw

Nays: Brooks, Wyrick

HB 1619 – Finance

Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson,
Yen

CS for HB 1651 – Tourism and Wildlife

Ayes: Anderson, Bass, Boggs, Brecheen, Brown, Fields, Garrison, Justice, Sharp,
Wyrick

HB 1681 – Judiciary

Ayes: Brooks, Crain, Floyd, Holt, Sparks, Sykes, Thompson, Treat

HB 1793 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

HB 1904 – Finance

Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson,
Yen

HB 2131 – Finance

Ayes: Brinkley, Dahm, David, Ford, Halligan, Jech, Jolley, Mazzei, Quinn, Simpson,
Yen

HB 2169 – Judiciary

Ayes: Brooks, Crain, Floyd, Holt, Sparks, Sykes, Thompson, Treat

HB 2184 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

COMMITTEE REPORTS

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

DO PASS:**HB 1350** – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

HB 1387 – Judiciary

Ayes: Brooks, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat
Nays: Crain, Floyd

HB 1574 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

HB 2161 – Judiciary

Ayes: Brooks, Crain, Floyd, Holt, Sparks, Sykes, Thompson, Treat

DO PASS, As Amended:**CS for HB 1077** – Transportation

Ayes: Bass, Fry, Marlatt, Newberry, Pittman, Silk, Smalley, Stanislawski
Nays: Allen

HB 1276 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

CS for HB 1477 – Judiciary

Ayes: Brooks, Crain, Floyd, Griffin, Holt, Sparks, Standridge, Sykes, Thompson, Treat

HB 1607 – Transportation

Ayes: Allen, Bass, Fry, Marlatt, Newberry, Pittman, Silk, Stanislawski

Nays: Smalley

CS for HB 1630 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

HB 1966 – Judiciary

Ayes: Brooks, Crain, Holt, Sparks, Sykes, Thompson, Treat

CS for HB 2187 – Public Safety

Ayes: Barrington, Brooks, David, Ford, Shaw, Wyrick

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 229 - Coauthored by Sherrer

SB 563 - Coauthored by Wood

Coauthored by Wesselhoft

HB 1074 - Coauthored by Pittman

HB 1150 - Coauthored by Pittman

HB 1408 - Coauthored by Pittman

HB 1410 - Coauthored by Pittman

HB 1435 - Coauthored by Pittman

HB 1463 - Coauthored by Pittman

HB 2182 - Coauthored by Brinkley

HB 2183 - Coauthored by Brinkley

MESSAGE FROM THE GOVERNOR

Advising her approval March 31, 2015, of Enrolled **SBs 111** and **820**.

Pursuant to the Schulz motion, the Senate adjourned at 2:25 p.m. to meet Wednesday, April 1, 2015, at 1:30 p.m.

JOURNAL CORRECTION

Page 802, Line 15, inserting the following language:

“REPORT OF ENGROSSED AND ENROLLED MEASURE

HB 2177 was correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.”