

# Senate Journal

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

**Forty-second Legislative Day, Wednesday, April 15, 2015**

The Senate was called to order by Senator Marlatt.

Roll Call:

Present: Allen, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—47.

Excused: Bass.—1.

Senator Marlatt declared a quorum present.

The prayer was offered by Mike Butler, Crosspointe Church, Norman, the guest of Senator Standridge.

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

**HBs 1269, 1566, 1651, 1826 and 2069** were each correctly engrossed and, together with engrossed **SAs**, properly signed and ordered returned to the Honorable House.

**SBs 5, 71, 375, 387, 463, 541 and 713** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**COMMUNICATIONS**

Senator Marlatt advised the Senate of the Special Election held in District 11 on April 7, 2015, and directed the Clerk to read the Certification from the State Election Board.

April 14, 2015

The Honorable Brian Bingman  
 President Pro Tempore, Oklahoma State Senate  
 State Capitol, Room 422  
 Oklahoma City, Oklahoma 73105

Dear Senator Bingman:

This is to certify that pursuant to the provisions of 26 O.S. 2011 § 12-109, the State Election Board on April 14, 2015, issued a Certificate of Election to Kevin Matthews, the nominee of the Democrat Party, for the office of State Senator, District 11.

I herewith transmit to you the official returns of the votes cast at the Special Democratic Primary Election held on April 7, 2015.

KEVIN MATTHEWS	Democrat	Tulsa	1,619
REGINA GOODWIN	Democrat	Tulsa	1,317
HEATHER NASH	Democrat	Tulsa	485

Sincerely,

/s/PAUL ZIRIAX, Secretary  
 Oklahoma State Election Board

**OATH OF OFFICE**

Senator Marlatt advised the Senate that the official Oath of Office, as prescribed by the Constitution, was administered to Senator Kevin Matthews on Wednesday, April 15, 2015, by Justice Tom Colbert of the Supreme Court.

**MILEAGE ALLOWANCE**

The report on mileage as prepared by the Office of the Senate Administrator for Senator Kevin Matthews reads as follows:

<b>Senator</b>	<b>Hometown</b>	<b>Total Miles Round Trip</b>	<b>Amount Round Trip</b>
Matthews, Kevin	Tulsa	212	121.90

**PENDING CONSIDERATION OF HAS**

**HAs to SB 138** were concurred in upon motion of Senator Brooks.

**SB 138**, as amended by the Honorable House, was read at length.

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

Aye: Allen, Anderson, Barrington, Bice, Bingman, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddock, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--45.

Excused: Bass, Boggs and Silk.--3.

The bill and emergency passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

**GENERAL ORDER**

**HB 2154** by Echols et al of the House and Crain et al of the Senate was called up for consideration.

Senator Crain moved to amend **HB 2154**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Crain asked unanimous consent, which was granted, to suspend Senate Rule 8-23 as it pertains to **HB 2154**.

Senator Crain moved to amend the floor substitute to **HB 2154**, Page 26, Line 8, by deleting Section 8 in its entirety and amending the title to conform, which amendment was declared adopted.

Senator Crain moved that **HB 2154** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2154** 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, Anderson, Barrington, Bice, Bingman, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Boggs.--2.

The bill and emergency passed.

**HB 2154** was referred for engrossment.

### **UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR**

Senator Dahm asked unanimous consent to refer **SR 23** direct to the Calendar for consideration, which was the order.

### **GENERAL ORDER**

**SR 23** by Dahm was called up for consideration.

All other members of the Senate asked to coauthor **SR 23**, which was the order.

**SR 23** was adopted upon motion of Senator Dahm and referred for enrollment.

**GENERAL ORDER**

**HB 1405** by Pfeiffer and Russ of the House and Justice of the Senate was called up for consideration.

Senator Justice moved to amend **HB 1405**, Page 1, by restoring the title and emergency clause, which amendment was declared adopted.

Senator Justice moved that **HB 1405** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1405** was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Brecheen, Brinkley, Brooks, Crain, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Paddack, Pittman, Schulz, Sharp, Shaw, Smalley, Sparks, Standridge, Stanislawski, Thompson, Wyrick and Yen.--33.

Nay: Allen, Brown, Dahm, David, Holt, Mazzei, Newberry, Quinn, Shortey, Silk, Simpson, Sykes and Treat.--13.

Excused: Bass and Boggs.--2.

The bill and emergency passed.

**HB 1405** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1437** by Pfeiffer et al of the House and Justice of the Senate was called up for consideration.

Senator Justice moved to amend **HB 1437**, Page 1, by restoring the title and emergency clause, which amendment was declared adopted.

The above amendment restores **HB 1437** to the engrossed version of the bill.

Senator Justice moved that **HB 1437** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1437** 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, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--43.

Nay: Dahm, Shortey, Silk and Sykes.--4.

Excused: Bass.--1.

The bill and emergency passed.

**HB 1437** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1806** by Banz and Loring of the House and Justice of the Senate was called up for consideration.

Senator Justice moved that **HB 1806** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1806** 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, Bice, Bingman, Boggs, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Brecheen.--2.

The bill passed.

**HB 1806** was properly signed and ordered returned to the Honorable House.

## **GENERAL ORDER**

**HB 1124** by Russ of the House and Anderson of the Senate was called up for consideration.

Senator Anderson moved to amend **HB 1124**, Page 1, by striking the enacting clause, which amendment was declared adopted.

Senator Anderson moved that **HB 1124** be advanced, which motion was declared adopted.

## **THIRD READING**

**HB 1124** 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, Bice, Bingman, Boggs, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Brecheen.--2.

The bill passed.

**HB 1124** was referred for engrossment.

## **GENERAL ORDER**

**HB 1294** by Wesselhoft of the House and Stanislawski of the Senate was called up for consideration.

Senator Stanislawski moved to amend **HB 1294**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 1294** to the engrossed version of the bill.

Senator Stanislawski moved that **HB 1294** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1294** was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Brinkley, Brooks, Brown, Crain, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--41.

Nay: Allen, Brecheen, Dahm, Silk and Sykes.--5.

Excused: Bass and Boggs.--2.

The bill passed.

**HB 1294** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1149** by Grau of the House and Sykes of the Senate was called up for consideration.

Senator Sykes moved that **HB 1149** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1149** 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, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Bice.--2.

The bill passed.

**HB 1149** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1548** by Biggs et al of the House and Sykes of the Senate was called up for consideration.

Senator Sykes moved that **HB 1548** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1548** 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, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Bice.--2.

The bill passed.

**HB 1548** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1322** by Bennett of the House and Allen of the Senate was called up for consideration.

Senator Allen moved to amend **HB 1322**, Page 1, by restoring the title, which amendment failed of adoption upon roll call as follows:

Aye: Allen, Anderson, Boggs, Brecheen, Brinkley, Brown, Crain, Dahm, David, Fields, Fry, Marlatt, Quinn, Shortey, Simpson, Standridge, Sykes and Thompson.--18.

Nay: Barrington, Bingman, Brooks, Floyd, Ford, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Paddack, Pittman, Schulz, Sharp, Shaw, Silk, Smalley, Sparks, Stanislawski, Wyrick and Yen.--27.

Excused: Bass, Bice and Treat.--3.

Senator Allen moved that **HB 1322** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1322** 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, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Garrison, Halligan, Holt, Justice, Loveless, Marlatt, Mazzei, Newberry, Quinn, Schulz, Shaw, Shortey, Simpson, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--35.

Nay: Bice, Floyd, Griffin, Jech, Jolley, Matthews, Paddack, Pittman, Sharp, Silk, Smalley and Wyrick.--12.

Excused: Bass.--1.

The bill passed.

**HB 1322** was referred for engrossment.

**GENERAL ORDER**

**HB 1403** by Pfeiffer and Biggs of the House and Allen of the Senate was called up for consideration.

Senator Allen moved that **HB 1403** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1403** 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, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Sykes.--2.

The bill and emergency passed.

**HB 1403** was referred for engrossment.

**REPORT OF ENGROSSED AND ENROLLED MEASURE**

**SB 138** was correctly enrolled, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**MESSAGE FROM THE HOUSE**

Advising fourth reading of and returning Enrolled **SB 138**.

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

**GENERAL ORDER**

**HB 2208** by Fourkiller of the House and Allen and Newberry of the Senate was called up for consideration.

Senator Allen moved that **HB 2208** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2208** 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, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, David, Fields, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--42.

Nay: Dahm, Floyd, Paddack and Pittman.--4.

Excused: Bass and Sykes.--2.

The bill and emergency passed.

**HB 2208** was referred for engrossment.

**GENERAL ORDER**

**HB 1274** by Walker of the House and Boggs of the Senate was called up for consideration.

Senator Boggs moved that **HB 1274** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1274** 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, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--47.

Excused: Bass.--1.

The bill passed.

**HB 1274** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1508** by Virgin and Hoskin of the House and Sparks of the Senate was called up for consideration.

Senator Sparks moved to amend **HB 1508**, Page 1, by striking the title, which amendment was declared adopted.

Senator Sparks moved that **HB 1508** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1508** 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, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Holt.--2.

The bill passed.

**HB 1508** was referred for engrossment.

### **GENERAL ORDER**

**HB 1040** by Faught and Derby of the House and Brown of the Senate was called up for consideration.

Senator Brown moved that **HB 1040** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1040** 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, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--47.

Excused: Bass.--1.

The bill passed.

**HB 1040** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1732** by Roberts (Sean) et al of the House and Fields of the Senate was called up for consideration.

Senator Fields moved that **HB 1732** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1732** 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, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman,

Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--43.

Nay: Simpson, Smalley and Wyrick.--3.

Excused: Bass and Jech.--2.

The bill passed.

**HB 1732** was referred for engrossment.

### **GENERAL ORDER**

**HB 1857** by Wright of the House and Boggs of the Senate was called up for consideration.

Senator Boggs moved that **HB 1857** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1857** 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, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Bingman.--2.

The bill passed.

**HB 1857** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1318** by Sanders of the House and Loveless of the Senate was called up for consideration.

Senator Loveless moved that **HB 1318** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1318** 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, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--46.

Excused: Bass and Bingman.--2.

The bill passed.

**HB 1318** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 1902** by Johnson et al of the House and Loveless and Brooks of the Senate was called up for consideration.

Senator Loveless moved to amend **HB 1902**, Page 2, Line 21, by deleting SECTION 2 and inserting the following:

“SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.”; and amending the title to conform, which amendment was declared adopted..

Senator Loveless moved that **HB 1902** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1902** was read for the third time at length.

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

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

Excused: Allen and Bass.--2.

The bill and emergency passed.

**HB 1902** was referred for engrossment.

### **GENERAL ORDER**

**HB 1714** by Cox et al of the House and Shaw of the Senate was called up for consideration.

Senator Shaw moved that **HB 1714** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1714** was read for the third time at length.

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

Aye: Anderson, Boggs, Brecheen, Brooks, Brown, Floyd, Ford, Griffin, Halligan, Holt, Jech, Justice, Loveless, Marlatt, Mazzei, Paddack, Pittman, Sharp, Shaw, Standridge and Sykes.--21.

Nay: Allen, Barrington, Bice, Bingman, Brinkley, Crain, Dahm, David, Fields, Fry, Garrison, Jolley, Matthews, Newberry, Quinn, Schulz, Shortey, Silk, Simpson, Smalley, Sparks, Stanislawski, Thompson, Treat, Wyrick and Yen.--26.

Excused: Bass.--1.

The bill failed.

Pursuant to Rule 8-32, Senator Shaw served notice that the vote be reconsidered whereby **HB 1714** failed.

### **GENERAL ORDER**

**HB 1717** by Cox et al of the House and Shaw of the Senate was called up for consideration.

Senator Shaw moved to amend **HB 1717**, Page 12, Line 11, by adding after the word "including" and before the word "volunteer" the following: "CLEET-certified" ; and Pages 14 through 15 by deleting Section 2, which amendment was declared adopted..

Senator Shaw moved to amend **HB 1717**, Page 1, by restoring the title, which amendment was declared adopted.

Senator Shaw moved that **HB 1717** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1717** was read for the third time at length.

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

Aye: Anderson, Barrington, Bice, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Fields, Floyd, Ford, Fry, Garrison, Halligan, Holt, Jech, Justice, Loveless, Marlatt, Matthews, Newberry, Paddack, Pittman, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Standridge, Thompson and Yen.--33.

Nay: Allen, Bingman, Dahm, David, Griffin, Jolley, Mazzei, Quinn, Schulz, Shortey, Stanislawski, Sykes, Treat and Wyrick.--14.

Excused: Bass.--1.

The bill and emergency passed.

**HB 1717** was referred for engrossment.

**GENERAL ORDER**

**HB 1652** by Park and Vaughan of the House and Silk of the Senate was called up for consideration.

Senator Silk moved that **HB 1652** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1652** 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, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--47.

Excused: Bass.--1.

The bill and emergency passed.

**HB 1652** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 1614** by Henke and Sherrer of the House and Smalley of the Senate was called up for consideration.

Senator Smalley moved to amend **HB 1614**, by striking the title, the enacting clause and the entire body of the bill and substituting the floor substitute, which amendment was declared adopted. (Copies were provided for all Senators.)

Senator Sparks requested consideration of an amendment to the floor substitute

Senator Jolley raised a point of order that Senator Sparks' amendment was untimely.

Senator Marlatt ruled that the amendment was untimely pursuant to Senate Rule 8-23(A).

Senator Sparks offered a substitute ruling pursuant to Senate Rule 9-14 and requested a roll call vote.

Pursuant to Senate Rules 1-6 and 8-23 and the Mason's Manual of Legislative Procedure, Section 64, 2000 Ed., an Amendment shall be in order if it is offered within one day to an amendment which is made timely by the approval of the Majority Floor leader pursuant to Rule 8-23.

The original ruling was upheld upon roll call as follows:

Aye: Anderson, Floyd, Garrison, Matthews, Paddock, Pittman, Sparks and Wyrick.--8.

Nay: Allen, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Excused: Bass.--1.

While Senator Marlatt was closing debate on the motion, Senator Sparks attempted to raise another point of order. After the roll call vote, Senator Sparks was recognized for a point of order that Senator Marlatt had clarified his ruling during the closing of debate, which would have affected his substitute ruling if done originally. Senator Marlatt ruled that he was debating only and that pursuant to Rule 9-14(B), the substitute ruling was required to be disposed of before other business could be transacted.

Senator Sparks moved to suspend the rules to hear an untimely amendment and requested a roll call vote.

Aye: Anderson, Floyd, Garrison, Matthews, Paddack, Pittman, Sparks and Wyrick.--8.

Nay: Allen, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat and Yen.--39.

Excused: Bass.--1.

Senator Smalley moved to restore the title, effective date and emergency clause, which amendment was declared adopted.

Senator Sparks raised a point of order that the amendment was untimely filed because it had been filed prior to the filing of the floor substitute.

Senator Marlatt ruled that pursuant to Senate Rule 8-23(F) that the Secretary of the Senate was authorized to conform previously submitted amendments to an adopted floor substitute and therefore the amendment was in order.

Senator Smalley moved that **HB 1614** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 1614** 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, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, David, Fields, Ford, Fry, Griffin, Halligan, Jech, Jolley, Justice, Loveless, Marlatt, Newberry, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Standridge, Stanislawski, Thompson, Treat and Yen.--35.

Nay: Dahm, Floyd, Garrison, Holt, Matthews, Mazzei, Pittman, Shortey, Sparks, Sykes and Wyrick.--11.

Excused: Bass and Paddack.--2.

The bill and emergency passed.

**HB 1614** was referred for engrossment.

**GENERAL ORDER**

**HB 1046** by Biggs of the House and Sykes of the Senate was called up for consideration.

Senator Sykes moved that **HB 1046** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 1046** 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, Bice, Bingman, Boggs, Brecheen, Brinkley, Brooks, Brown, Crain, Dahm, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Silk, Simpson, Sparks, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--45.

Excused: Bass, Paddack and Smalley.--3.

The bill passed.

**HB 1046** was properly signed and ordered returned to the Honorable House.

**Senator Jolley presiding.**

**PENDING CONSIDERATION OF HAS**

**HAs to SB 411** were concurred in upon motion of Senator Crain.

**SB 411**, as amended by the Honorable House, was read at length.

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

Aye: Anderson, Barrington, Bice, Bingman, Brinkley, Brooks, Brown, Crain, David, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Matthews, Newberry, Pittman, Schulz, Sharp, Shaw, Simpson, Sparks, Standridge, Stanislawski, Thompson, Wyrick and Yen.--33.

Nay: Allen, Boggs, Brecheen, Dahm, Loveless, Mazzei, Quinn, Shortey, Silk, Sykes and Treat.--11.

Excused: Bass, Marlatt, Paddack and Smalley.--4.  
The bill passed.

House amendments were properly signed and the above-numbered bill was referred for enrollment.

## **MESSAGES FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HBs 1008, 1032, 1033, 1074, 1081, 1113, 1407, 1420, 1421 1423, 1435, 1456, 1494, 1514, 1560, 1568, 1650, 1918 and 2005.**

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

Advising passage of and returning the following Engrossed bills:

**SB 11**

**SB 20** - coauthored by Kern, Derby and Condit of the House

**SB 54**

**SB 97**

**SB 214**

**SB 223** - coauthored by Pittman of the Senate

**SB 234**

**SB 236** - coauthored by Pittman of the Senate

**SB 246**

**SB 247**

**SB 255**

**SB 297** - (Emergency Failed) coauthored by Hoskin of the House

**SB 347**

**SB 348**

**SB 434**

**SB 516**

**SB 560**

**SB 658**

**SB 690**

**SB 701**

**SB 753**

**SB 774**

The above-numbered measures were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 5, 71, 375, 387, 463, 541** and **713**.

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 141**

**SB 165**

**SB 178** - remove Representative Loring as principal House author and substitute with Representative Sanders, add as coauthor Representative Loring

**SB 253** - coauthored by Pittman of the Senate

**SB 376** - coauthored by Echols of the House

**SB 399**

**SB 430**

**SB 494** - coauthored by Pittman of the Senate

**SB 562**

**SB 688**

**SB 715** - coauthored by Pittman of the Senate

**SB 782** - coauthored by Jordan of the House

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 Thursday, April 16, 2015, at 9:30 a.m., which motion prevailed.

**FIRST READING**

The following were introduced and read the first time:

**SCR 17** – By Barrington of the Senate and McPeak of the House.

A Concurrent Resolution opposing the proposed Environmental Protection Agency and Army Corps of Engineers rule defining waters of the United States under the Federal Clean Water Act; and directing distribution.

**SR 27** – By Holt, Floyd, Justice, Sykes, Fry, Bice, Loveless, Jolley, Pittman, Sharp, Shortey, Smalley, Standridge, Treat and Yen.

A Resolution memorializing the 20th anniversary of the bombing of the Alfred P. Murrah Federal Building; recognizing the role of state employees in that event; remembering those state workers who were injured and mourning those killed in the attack; and directing distribution.

#### **CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**SB 138** - Coauthored by Roberts (Dustin)

**SB 253** - Coauthored by Ritze

**SB 571** – Coauthored by Sharp

Remove as coauthor Senator Sharp

**HB 2014** - Coauthored by Brooks

**HB 2182** - Remove as principal author Representative Hickman and substitute with Representative Dank

**HJR 1018** - Coauthored by Hickman

Pursuant to the Schulz motion, the Senate adjourned at 5:10 p.m. to meet Thursday, April 16, 2015, at 9:30 a.m.