

# Senate Journal

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

**Thirty-eighth Legislative Day, Thursday, April 7, 2016**

The Senate was called to order by Senator Fields.

Roll Call:

Present: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.—43.

Excused: Anderson, Brown, Paddock, Shortey and Standridge.—5.

Senator Fields declared a quorum present.

The prayer was offered by Father Stuart Crevoure, St. John University Parish, Stillwater, the guest of Senator Halligan.

### REPORT OF ENGROSSED AND ENROLLED MEASURES

**SBs 1206** and **1567** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SRs 50, 53** and **56** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

### INTRODUCTIONS

Senator Mazzei introduced his wife, Noel, and their son, Caleb, to the Senate.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Mazzei asked unanimous consent to refer **SCR 36** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SCR 36** by Mazzei of the Senate and Peterson of the House was called up for consideration.

All other members of the Senate asked to coauthor **SCR 36**, which was the order.

**SCR 36** was adopted upon motion of Senator Mazzei and referred for engrossment.

**GENERAL ORDER**

**HB 2403** by Biggs and Billy of the House and Smalley of the Senate was called up for consideration.

Senator Smalley moved that **HB 2403** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2403** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

**HB 2403** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2349** by Roberts (Dustin) et al of the House and Simpson of the Senate was called up for consideration.

Senator Simpson moved to amend **HB 2349**, Page 1, by restoring the title, which amendment was declared adopted.

The above amendment restores **HB 2349** to the engrossed version of the bill.

Senator Simpson moved that **HB 2349** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2349** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--42.

Excused: Anderson, Brown, Matthews, Paddack, Shortey and Standridge.--6.

The bill passed.

**HB 2349** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2378** by Vaughan of the House and Simpson of the Senate was called up for consideration.

Senator Simpson asked unanimous consent to amend **HB 2378**, Page 1, by restoring the title, which was the order.

The above amendment restores **HB 2378** to the engrossed version of the bill.

Senator Simpson moved that **HB 2378** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2378** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--42.

Excused: Anderson, Brown, Marlatt, Paddack, Shortey and Standridge.--6.

The bill passed.

**HB 2378** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2426** by Kern and Bennett of the House and Allen of the Senate was called up for consideration.

Senator Allen moved that **HB 2426** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2426** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

**HB 2426** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2401** by Biggs of the House and Griffin of the Senate was called up for consideration.

Senator Griffin moved that **HB 2401** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2401** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

**HB 2401** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2484** by Ownbey of the House and Griffin of the Senate was called up for consideration.

Senator Griffin moved that **HB 2484** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2484** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

**HB 2484** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2965** by Nelson of the House and Griffin of the Senate was called up for consideration.

Senator Griffin moved that **HB 2965** be advanced, which motion was declared adopted.

### **THIRD READING**

**HB 2965** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

**HB 2965** was properly signed and ordered returned to the Honorable House.

### **GENERAL ORDER**

**HB 2281** by Murphey and Ritze of the House and Dahm of the Senate was called up for consideration.

Senator Dahm moved that **HB 2281** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2281** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

**HB 2281** was properly signed and ordered returned to the Honorable House.

**GENERAL ORDER**

**HB 2288** by Murphey of the House and Dahm of the Senate was called up for consideration.

Senator Dahm moved that **HB 2288** be advanced, which motion was declared adopted.

**THIRD READING**

**HB 2288** was read for the third time at length.

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

Aye: Allen, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Newberry, Pittman, Quinn, Schulz, Sharp, Shaw, Silk, Simpson, Smalley, Sparks, Stanislawski, Sykes, Thompson, Treat, Wyrick and Yen.--43.

Excused: Anderson, Brown, Paddack, Shortey and Standridge.--5.

The bill passed.

**HB 2288** was properly signed and ordered returned to the Honorable House.

**MESSAGES FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HBs 2258, 2285, 2413, 2471, 2518, 2526 and 3000.**

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 14** - coauthored by Jech, Allen, Shortey and Shaw of the Senate and Bennett and Proctor of the

House

**SB 823**

**SB 1317** - coauthored by Cockroft, Osborn, Sanders, Jordan, Roberts (Sean), Inman, Wood, McCall, Henke and Scott of the House

**SB 1370**

**SB 1371**

The above-numbered measures were referred for enrollment.

Advising fourth reading of and returning Enrolled **SBs 1206 and 1567.**

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 1123**

**SB 1273**

**SB 1274**

**SB 1357**

**SB 1374**

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 Monday, April 11, 2016, 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 1951** – Energy

Ayes: Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

Nays: Allen

**HB 2325** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Schulz, Shaw

**HB 2357** – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

**HB 2444** – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

**HB 2448** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Matthews, Shaw

**HB 2449** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Matthews, Shaw

**HB 2474** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Shaw

**HB 2546** – Business and Commerce

Ayes: Halligan, Newberry, Sharp, Silk, Thompson, Wyrick, Yen

Nays: Dahm

**HB 2571** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Matthews, Shaw

**HB 2626** – Business and Commerce

Ayes: Dahm, Halligan, Newberry, Sharp, Silk, Thompson, Wyrick, Yen

**HB 2840** – Business and Commerce

Ayes: Bice, Dahm, Halligan, Newberry, Pittman, Silk, Thompson, Wyrick, Yen

**HB 2922** – Business and Commerce

Ayes: Bice, Dahm, Halligan, Newberry, Pittman, Sharp, Silk, Thompson, Wyrick, Yen

**HB 3116** – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

DO PASS, As Amended:

**CS for SB 1573** – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Garrison, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Quinn, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat, Wyrick, Yen

House:

Ayes: Bennett, Billy, Brown, Casey, Coody (A), Cox, Hoskin, Inman, Johnson, Martin, McCullough, McDaniel (R), Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sears, Sherrer, Wright.--21

**CS for HB 1549** – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

**CS for HB 2253** – Business and Commerce

Ayes: Bice, Halligan, Newberry, Pittman, Thompson, Wyrick, Yen  
Nays: Dahm, Silk

**HB 2261** – Business and Commerce

Ayes: Bice, Dahm, Halligan, Newberry, Sharp, Silk, Thompson, Wyrick, Yen

**CS for HB 2304** – Business and Commerce

Ayes: Bice, Halligan, Newberry, Pittman, Silk, Thompson, Wyrick, Yen  
Nays: Dahm

**HB 2319** – Public Safety

Ayes: Barrington, Brooks, Ford, Holt, Matthews, Shaw  
Nays: Brecheen

**CS for HB 2380** – Business and Commerce

Ayes: Bice, Halligan, Newberry, Sharp, Silk, Thompson, Yen

**HB 2436** – Business and Commerce

Ayes: Halligan, Newberry, Sharp, Thompson, Yen  
Nays: Dahm, Silk, Wyrick

**HB 2446** – Energy

Ayes: Allen, Bingman, Crain, Fields, Griffin, Justice, Marlatt, Treat

**CS for HB 2554** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Schulz, Shaw

**HB 2599** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Matthews, Shaw

**HB 2929** – Business and Commerce

Ayes: Bice, Halligan, Newberry, Pittman, Sharp, Thompson, Wyrick, Yen

Nays: Dahm, Silk

**CS for HB 3039** – Public Safety

Ayes: Barrington, Brecheen, Brooks, Ford, Holt, Matthews, Shaw

## **CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**HB 1581** - Coauthored by Walker

**HB 2261** - Coauthored by Billy

**HB 2268** - Coauthored by Bennett

**HB 2293** - Coauthored by Bennett

**HB 2319** - Coauthored by Billy

**HB 2320** - Coauthored by Tadlock

**HB 2348** - Coauthored by Newell

Coauthored by Montgomery

**HB 2398** - Coauthored by Jordan

Coauthored by Sanders

**HB 2446** - Coauthored by Fields

**HB 2479** - Coauthored by Goodwin

**HB 2504** - Coauthored by Sanders

**HB 2509** - Coauthored by Hoskin

**HB 2555** - Coauthored by Sanders

**HB 2637** - Coauthored by Ritze

**HB 2715** - Coauthored by McDaniel (Randy)

**HB 2751** - Coauthored by Goodwin

**HB 2753** - Coauthored by Goodwin

**HB 2821** - Coauthored by Echols

Remove as author Senator Halligan; authored by Crain

Coauthored by Halligan

**HB 2834** - Coauthored by Moore

Coauthored by Ritze

Coauthored by Roberts (Sean)

Coauthored by Strohm

**HB 2835** - Coauthored by Derby

**HB 2902** - Coauthored by Biggs

Coauthored by McCullough  
**HB 2957** - Coauthored by Cockroft  
**HB 2962** - Coauthored by Martin  
**HB 2971** - Coauthored by Nollan  
**HB 3146** - Coauthored by Biggs  
Coauthored by Roberts (Sean)  
**HB 3166** - Coauthored by McCullough  
**HB 3167** - Coauthored by Ritze  
**HJR 1062** - Coauthored by Fisher  
Coauthored by Biggs

### **MESSAGES FROM THE GOVERNOR**

Advising her approval April 7, 2016, of Enrolled **SBs 791, 963, 976, 1038, 1057, 1091, 1147, 1163, 1179** and **1186**.

Pursuant to the Schulz motion, the Senate adjourned at 10:45 a.m. to meet Monday, April 11, 2016, at 1:30 p.m.

### **JOURNAL CORRECTION**

Wednesday, April 6, 2016, 37<sup>th</sup> Legislative Day, Page 687, Lines 7 through 12, delete all language and insert the following:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, 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.—48.