

# Senate Journal

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

**Fifty-fourth Legislative Day, Thursday, May 5, 2016**

The Senate was called to order by Senator Ford.

Roll Call:

Present: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.—42.

Excused: Brown, Garrison, Griffin, Newberry, Silk and Sykes.—6.

Senator Ford declared a quorum present.

The prayer was offered by Pastor Danny Hester, Church of Sunday, Grove, the guest of Senator Shaw.

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

**SBs 687, 1071, 1083, 1227 and 1388** were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**SRs 62 and 63** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

**PENDING CONSIDERATION OF HAS**

**HAs to SB 946** were concurred in upon motion of Senator Barrington.

**SB 946**, 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, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat and Yen.--40.

Nay: Wyrick.--1.

Excused: Anderson, Brown, Garrison, Griffin, Newberry, Silk and Sykes.--7.

The bill and emergency passed.

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

**PENDING CONSIDERATION OF HAS**

**HAs to SB 1142** were concurred in upon motion of Senator Dahm.

**SB 1142**, as amended by the Honorable House, was read 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, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--40.

Excused: Anderson, Brown, Garrison, Griffin, Newberry, Pittman, Silk and Sykes.--8.

The bill passed.

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

**PENDING CONSIDERATION OF HAS**

**HAs to SB 1488** were concurred in upon motion of Senator Quinn.

**SB 1488**, as amended by the Honorable House, was read at length.

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

Aye: Barrington, Bice, Boggs, Brecheen, Brooks, Crain, David, Fields, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Paddack, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson and Yen.--31.

Nay: Allen, Bass, Dahm, Dossett, Floyd, Matthews, Pittman, Treat and Wyrick.--9.

Excused: Anderson, Bingman, Brown, Garrison, Griffin, Newberry, Silk and Sykes.--8.

The bill passed.

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

**MOTION TO RECONSIDER VOTE**

Senator Sharp moved to reconsider the vote whereby **SB 929** failed, which motion was declared adopted upon roll call as follows:

Aye: Allen, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Dahm, David, Dossett, Fields, Floyd, Ford, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Paddack, Pittman, Quinn, Schulz, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Stanislawski, Thompson, Treat, Wyrick and Yen.--38.

Excused: Anderson, Bingman, Brown, Crain, Fry, Garrison, Griffin, Newberry, Silk and Sykes.--10.

Senator Sharp asked unanimous consent to reconsider the vote whereby the **HAs to SB 929** were adopted, which was the order.

**PENDING CONSIDERATION OF HAS**

**HAs to SB 929** were rejected upon motion of Senator Sharp, conference requested, and Senate conferees to be named later.

**PENDING SENATE ACTION  
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Schulz, the request of the Honorable House for conference on the following bill was ordered granted and Senate conferees appointed as follows:

**HJR 1062** – Standridge, Justice, Marlatt, Dahm, Treat, Wyrick, Bass

**SCs NAMED**

Upon motion of Senator Schulz, Senate conferees were appointed as follows:

**SB 1202** – David, Barrington, Ford, Fields, Shaw, Paddack, Pittman

**SECOND READING**

The following were read for the second time and referred to committee as indicated:

**SB 1578** – Joint Committee on Appropriations and Budget

**SB 1579** – Joint Committee on Appropriations and Budget

**SB 1580** – Joint Committee on Appropriations and Budget

**SB 1581** – Joint Committee on Appropriations and Budget

**SB 1582** – Joint Committee on Appropriations and Budget

**MESSAGES FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HB 2757**.

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

Advising conference granted on Engrossed **SBs** and naming House conferees as follows:

**SB 1070** - Conference Committee on Public Safety

**SB 1141** - Conference Committee on Criminal Justice and Corrections

**SB 1185** - Conference Committee on Public Safety

**SB 1202** - Conference Committee on Public Safety

**SB 1490** - Conference Committee on Transportation

Advising fourth reading of and returning Enrolled **SBs 687, 1071, 1083, 1227 and 1388**.

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

Advising rejection of **SAs** to the following bills, requesting conference and naming House conferees:

**HB 1065** - Conference Committee on Common Education

**HB 2180** - Conference Committee on Higher Education and Career Tech

**HB 2676** - GCCA

**HB 3017** - Conference Committee on Public Health

**HB 3103** - Conference Committee on Elections and Ethics

**HB 3164** - Conference Committee on Business, Labor and Retirement Laws

**HJR 1024** - Conference Committee on Rules

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1293, 2253, 2549, 2835, 2931 and 3024**.

Advising rejection of **CCR** to the following measure, requesting further conference and naming same House conferees as follows:

**HJR 1025** - Conference Committee on Rules

## **EXECUTIVE NOMINATIONS**

The following executive nominations were read and referred to the committee indicated:

Barnett, Adrienne, Tulsa, as a member of the Oklahoma Arts Council - Education

Bell, Brent, DO, Oklahoma City, as a member of the Board of Mental Health and Substance Abuse Services - Health and Human Services

Cole, Phillip, Jr., Oklahoma City, as a member of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control Commission - Judiciary

Dishman, Charles Brent, Edmond, as a member of the Crime Victims Compensation Board - Public Safety

Gross, Larry, Norman, as a member of the Forensic Review Board - Public Safety

Loftis, James, Oklahoma City, as a member of the Oklahoma Arts Council - Education

Rainbolt, Dana "Kim", Oklahoma City, as a member of the Oklahoma Arts Council - Education

Sherry, Jack, Holdenville, as a member of the Oklahoma Lottery Commission-Board of Trustees - Finance

Sullivan, Patrick, Tulsa, as a member of the Oklahoma Capital Investment Board - Finance

Vernon, Randa, Broken Arrow, as a member of the Oklahoma Accountancy Board - Business and Commerce

Wooten, Christina S., Edmond, as a member of the Oklahoma Abstractors Board - Business and Commerce

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Monday, May 9, 2016, at 1:30 p.m., which motion prevailed.

## **COMMITTEE REPORTS**

The following were reported by the committee named, ordered printed and placed on the Calendar:

DO PASS:

**SB 1578** – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, Fields, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Mazzei, Quinn, Sharp, Shaw, Shortey, Simpson, Smalley, Thompson, Treat, Wyrick, Yen

Nays: Bass, Dossett, Floyd, Matthews, Paddack, Pittman, Sparks, Standridge

House:

Ayes: Casey, Coody (A), Cox, Johnson, McCullough, McDaniel (R), Ortega, Osborn, Ownbey, Peterson, Sanders, Sears, Wright.--13

Nays: Brown, Hoskin, Inman, Martin, McDaniel (J), Morrissette, Rousselot.--7

**SB 1579** – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Anderson, Barrington, Bice, Bingman, Boggs, Brecheen, Brooks, Crain, Dahm, Dossett, Fields, Floyd, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Matthews, Mazzei, Paddack, Quinn, Sharp, Shaw, Shortey, Simpson, Sparks, Standridge, Thompson, Treat, Wyrick

Nays: Bass, Smalley

House:

Ayes: Brown, Casey, Coody (A), Cox, Inman, Johnson, Martin, McCullough, McDaniel (J), McDaniel (R), Morrissette, Ortega, Osborn, Ownbey, Peterson, Rousselot, Sanders, Sears, Wright.--19

**SB 1581** – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Crain, Dahm, Dossett, Fields, Floyd, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Pittman, Quinn, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Standridge, Thompson, Treat, Wyrick, Yen

House:

Ayes: Casey, Coody (A), Cox, Johnson, Martin, McCullough, Ortega, Ownbey, Peterson, Sears, Wright.--11

Nays: Brown, Inman, McDaniel (J), McDaniel (R), Morrissette, Osborn, Rousselot, Sanders.--8

**SB 1582** – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Anderson, Barrington, Bass, Bice, Boggs, Brecheen, Brooks, Crain, Dahm, Dossett, Fields, Floyd, Ford, Fry, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Mazzei, Pittman, Quinn, Sharp, Shaw, Shortey, Simpson, Smalley, Sparks, Thompson, Treat, Wyrick, Yen

House:

Ayes: Casey, Coody (A), Cox, Johnson, Martin, McCullough, McDaniel (R), Ortega, Osborn, Ownbey, Peterson, Sanders, Sears, Wright.--14

Nays: Brown, Rousselot.--2

**FIRST READING**

The following was introduced and read the first time:

**SR 65** – By Bingman.

A Resolution proclaiming May as Better Hearing & Speech Month; encouraging citizens to recognize the achievements of audiologists and speech-language pathologists in improving the quality of life for people with communication disorders; and directing distribution.

**CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**SB 1578** - Coauthored by Mazzei

**SB 1579** - Coauthored by Mazzei

**SB 1580** - Coauthored by Mazzei

**SB 1581** - Coauthored by Mazzei

**SB 1582** - Coauthored by Mazzei

**MESSAGES FROM THE GOVERNOR**

Advising her approval May 5, 2016, of Enrolled **SBs 874, 896, 912, 933, 936, 949, 959, 965, 983, 1218, 1237, 1239, 1257, 1269, 1374** and **1395**.

Pursuant to the Schulz motion, the Senate adjourned at 10:25 a.m., to meet Monday, May 9, 2016, at 1:30 p.m.