

# Senate Journal

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

**Sixtieth Legislative Day, Tuesday, May 17, 2016**

The Senate was called to order by Senator David.

Roll Call:

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.

Senator David declared a quorum present.

The prayer was offered by Reverend Don Wolf, Saint Eugene Catholic Church, Oklahoma City, the guest of Senator Bice.

### MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 796, 1142, 1287** and **1495**.

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

### UNANIMOUS CONSENT REQUEST DIRECT TO CALENDAR

Senator Newberry asked unanimous consent to refer **SR 60** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 60** by Newberry was called up for consideration.

All other members of the Senate asked to coauthor **SR 60**, which was the order.

**SR 60** was adopted upon motion of Senator Newberry and referred for enrollment.

**UNANIMOUS CONSENT REQUEST  
DIRECT TO CALENDAR**

Senator Standridge asked unanimous consent to refer **SR 71** direct to the Calendar for consideration, which was the order.

**GENERAL ORDER**

**SR 71** by Standridge was called up for consideration.

**SR 71** was adopted upon motion of Senator Standridge and referred for enrollment.

**PENDING CONSIDERATION OF HAS**

**HAs** to **SB 1357** were concurred in upon motion of Senator Halligan.

**SB 1357**, 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, Anderson, Barrington, Bass, Bice, Boggs, Brooks, Crain, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Justice, Loveless, Marlatt, Matthews, Paddack, Pittman, Schulz, Sharp, Shaw, Sparks, Standridge, Thompson, Treat, Wyrick and Yen.--34.

Nay: Brecheen, Brown, Dahm, Mazzei, Newberry, Quinn, Silk, Smalley, Stanislawski and Sykes.--10.

Excused: Bingman, Garrison, Shortey and Simpson.--4.

The bill passed.

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

**PENDING CONSIDERATION OF CCR**

The **CCR** on **SB 1016** was adopted upon motion of Senator Holt.

**SB 1016**, as amended in conference, was read at length.

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

Aye: Allen, Anderson, Barrington, Bass, Bice, Bingman, Boggs, Brecheen, Brooks, Brown, Crain, Dahm, David, Dossett, Fields, Floyd, Ford, Fry, Griffin, Halligan, Holt, Jech, 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: Garrison and Jolley.--2.

The bill and emergency passed.

**SB 1016**, together with the conference committee report thereon, was ordered transmitted to the Honorable House.

**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:

**HB 1549** – Bingman, Marlatt, Quinn, Smalley, Fields, Sparks, Wyrick

**REPORT OF ENGROSSED AND ENROLLED MEASURES**

**SRs 60** and **71** were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

**SB 1357** was correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**CONFERENCE COMMITTEE REPORTS SUBMITTED**

Conference committee report was read on the following bill:

**SB 1496**

**MESSAGES FROM THE HOUSE**

Advising fourth reading of and transmitting for signature Enrolled **HBs 2784** and **3206**.

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

Advising concurrence in **SAs** to and passage of Engrossed **HB 2967**.

**CONFERENCE COMMITTEE REPORT**

Transmitting the following bill, together with conference committee report thereon, advising adoption of conference committee report and passage of measure as amended:

**HB 2304**

Conference committee report was read on the above-numbered bill.

Advising fourth reading of and returning Enrolled **SB 1357**.

The above-numbered enrolled measure was referred to the Governor.

Senator Schulz moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 18, 2016, at 1:30 p.m., which motion prevailed.

**SECOND READING**

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

**HB 3204** – Direct To Calendar

**HJR 1072** – Direct To Calendar

**SB 1608** – Joint Committee on Appropriations and Budget

**SB 1609** – Joint Committee on Appropriations and Budget

**SB 1610** – Joint Committee on Appropriations and Budget

**SB 1611** – Joint Committee on Appropriations and Budget  
**SB 1612** – Joint Committee on Appropriations and Budget  
**SB 1613** – Joint Committee on Appropriations and Budget  
**SJR 76** – Direct To Calendar

## **COMMITTEE REPORTS**

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

DO PASS:

**SB 1609** – Joint Committee on Appropriations and Budget

Senate:

Ayes: Allen, Barrington, Bice, Brecheen, Brooks, Brown, Crain, Dahm, David, Fields, Ford, Fry, Griffin, Halligan, Holt, Jech, Jolley, Loveless, Mazzei, Sharp, Shaw, Shortey, Silk, Simpson, Smalley, Standridge, Stanislawski, Sykes, Thompson, Treat

Nays: Bass, Dossett, Sparks, Wyrick

House:

Ayes: Bennett, Casey, Coody (A), Cox, Johnson, Martin, McDaniel (J), McDaniel (R), Nelson, Ortega, Osborn, Ownbey, Peterson, Rousselot, Russ, Sanders, Sears, Wright.--18

Nays: Brown, Inman, McCullough, Morrissette, Sherrer.--5

**SB 1610** – Joint Committee on Appropriations and Budget

Senate:

Ayes: Barrington, Boggs, Brecheen, Brooks, Brown, Crain, Fields, Ford, Fry, Halligan, Holt, Jolley, Justice, Mazzei, Newberry, Paddack, Quinn, Sharp, Shortey, Simpson, Stanislawski, Sykes, Thompson, Treat, Yen

Nays: Bass, Dahm, David, Dossett, Floyd, Griffin, Loveless, Matthews, Pittman, Silk, Smalley, Sparks, Wyrick

House:

Ayes: Bennett, Casey, Coody (A), Cox, Johnson, Martin, McCullough, McDaniel (R), Nelson, Ortega, Osborn, Ownbey, Russ, Sanders, Sears, Wright.--16

Nays: Brown, Hoskin, Inman, McDaniel (J), McPeak, Morrissette, Peterson, Rousselot, Sherrer.--9

**FIRST READING**

The following were introduced and read the first time:

**SB 1614** – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to tax credits; amending 68 O.S. 2011, Section 2357.11, as amended by Section 1, Chapter 371, O.S.L. 2013 (68 O.S. Supp. 2015, Section 2357.11), which relates to credit for purchase and production of coal; providing exception; modifying amount of credit for specified activities after certain date; and providing an effective date.

**SB 1615** – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to appropriations; making an appropriation to the Department of Transportation; stating purpose; providing lapse dates; requiring and prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

**SB 1616** – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to appropriations; making an appropriation to the Oklahoma Health Care Authority; stating purpose; providing lapse dates; requiring and prohibiting certain budget procedures; providing an effective date; and declaring an emergency.

**SB 1617** – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to income taxes; amending 68 O.S. 2011, Section 2351, which relates to the Oklahoma Income Tax Act; clarifying language.

**SB 1618** – By Jolley and Treat of the Senate and Sears and Casey of the House.

An Act relating to income taxes; amending 68 O.S. 2011, Section 2351, which relates to the Oklahoma Income Tax Act; clarifying language.

**CHANGE IN AUTHORS/COAUTHORS**

The following measures were authored/coauthored:

**SB 1329** - Coauthored by Johnson

**SB 1612** - Coauthored by Mazzei

**MESSAGE FROM THE GOVERNOR**

Advising her approval May 17, 2016, of Enrolled **SB 900**.

Pursuant to the Schulz motion, the Senate adjourned at 10:20 a.m. to meet Wednesday, May 18, 2016, at 1:30 p.m.