

Senate Journal

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

Fifty-first Legislative Day, Tuesday, May 4, 2021

The Senate was called to order by Senator Howard.

Roll Call:

Present: Allen, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat, Weaver and Young.—47.

Excused: Merrick.—1.

Senator Howard declared a quorum present.

The prayer was offered by Senator Frank Simpson.

INTRODUCTIONS

Senator Howard introduced his parents, Bob and Renee Howard; Senator Murdock introduced his son, Cash, to the Senate.

REPORT OF ENGROSSED AND ENROLLED MEASURES

SBs 385, 392, 809, 868 and 998 were each correctly enrolled and after fourth reading, properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

**UNANIMOUS CONSENT REQUEST
DIRECT TO CALENDAR**

Senator Murdock asked unanimous consent to refer **SR 17** direct to the Calendar for consideration, which was the order.

GENERAL ORDER

SR 17 by Murdock was called up for consideration.

SR 17 was adopted upon motion of Senator Murdock and referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 828 were concurred in upon motion of Senator Murdock.

SB 828, 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, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Dahm, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Weaver and Young.--45.

Excused: Daniels, Merrick and Treat.--3.

The bill passed.

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

PENDING CONSIDERATION OF HAS

HAs to SB 862 were concurred in upon motion of Senator Paxton.

SB 862, 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, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock,

Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat and Weaver.--45.

Nay: Dahm and Young.--2.

Excused: Merrick.--1.

The bill passed.

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

PENDING CONSIDERATION OF HAS

HAs to **SB 999** were concurred in upon motion of Senator Bergstrom.

SB 999, 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, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Weaver and Young.--43.

Nay: Dahm.--1.

Excused: Hall, Merrick, Thompson and Treat.--4.

The bill passed.

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

GENERAL ORDER

SB 1066 by Treat and Paxton of the Senate and McCall of the House was called up for consideration.

Senator Kirt moved to amend **SB 1066**, Page 599, Line 5½, by inserting a new SECTION 8 to read as follows, by renumbering subsequent section and amending the title to conform:

“SECTION 8. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

The anticipated date of the United State Census Bureau’s release of the 2020 Federal Decennial Census data provided for in P.L. 94-171 is on or about August 2021. Upon receipt of the P.L. 94-171 data, the Oklahoma State Senate shall review such data along with the provisions of this act. In the event the district lines herein require adjustments for compliance with the Constitution of this state or the Constitution of the United States, the Oklahoma State Senate shall make the necessary adjustments pursuant to legislative action.”, which amendment was declared adopted.

Senator Paxton moved that **SB 1066** be advanced, which motion was declared adopted.

THIRD READING

SB 1066 was read for the third time at length.

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

Aye: Allen, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Thompson, Treat and Weaver.--46.

Nay: Young.--1.

Excused: Merrick.--1.

The bill passed.

SB 1066 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to **SB 222** were concurred in upon motion of Senator Standridge.

SB 222, as amended by the Honorable House, was read at length.

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

Aye: Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton,

Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Weaver and Young.--42.

Nay: Allen and Dahm.--2.

Excused: Hall, Merrick, Thompson and Treat.--4.

The bill passed.

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

PENDING CONSIDERATION OF HAS

HAs to SB 487 were concurred in upon motion of Senator Pugh.

SB 487, 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, Bergstrom, Bullard, Burns, Coleman, Dahm, Daniels, David, Dugger, Garvin, Hamilton, Haste, Howard, Jech, Jett, Kidd, Kirt, Leewright, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor and Weaver.--36.

Nay: Boren, Brooks, Dossett (J.A.), Dossett (J.J.), Floyd, Hicks, Matthews and Young.--8.

Excused: Hall, Merrick, Thompson and Treat.--4.

The bill and emergency passed.

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

EXECUTIVE NOMINATIONS

The following executive nomination has been approved by the committee named:

Heitzinger, Chandra, Oklahoma City, as the State Liquefied Petroleum Gas Administrator, to serve at the pleasure of the Governor, succeeding Larry L. Snodgrass. (Energy Committee) Motion to confirm made by Senator Julia Kirt.

Motion to confirm the above named executive nomination was declared adopted upon roll call as follows:

Aye: Allen, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Weaver and Young.--45.

Excused: Merrick, Thompson and Treat.--3.

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

Anderson, Barry L., Guthrie, to the Commission on Consumer Credit, to serve a five-year term ending January 1, 2026, succeeding Michael Karnes. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator Chuck Hall.

Atwood, Malcom J., Norman, to the Oklahoma State Athletic Commission, to serve a three-year term ending June 30, 2024, succeeding Mark Hanstein. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator Rob Standridge.

Cook, Nocona, Cordell, to the State Board of Agriculture, to serve a four-year term ending April 26, 2025, succeeding Karen Dodson. (Agriculture and Wildlife Committee) Motion to confirm made by Senator Darcy Jech on behalf of Senator Brent Howard.

Ellis, Jennifer, Medicine Park, to the Oklahoma Employment Security Commission, to serve an unexpired term ending July 2, 2023, succeeding Trent Smith. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator John Michael Montgomery.

Gilstrap, W. Hays, Eucha, to the J.M. Davis Memorial Commission, to serve a four-year term ending August 1, 2025, succeeding himself. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator Micheal Bergstrom.

Green, Taylor S., Elgin, to the Oklahoma Accountancy Board, to serve at the pleasure of the Governor, ending January 9, 2023, succeeding Karen Cunningham. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator Chris Kidd.

Hartfield, Dr. Rebekah, Holdenville, to the State Board of Veterinary Medical Examiners, to serve a five-year term ending May 9, 2026, succeeding Clint Gardner. (Agriculture and Wildlife Committee) Motion to confirm made by Senator Greg McCortney.

Herald, Dan D., Hooker, to the Oklahoma Conservation Commission, to serve a five-year term ending June 30, 2026, succeeding Karl Jett. (Agriculture and Wildlife Committee) Motion to confirm made by Senator Casey Murdock.

Hilliary, Dustin J., Lawton, to the Oklahoma Employment Security Commission, to serve an unexpired term ending July 2, 2023, succeeding Karen Hudson. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator John Michael Montgomery.

Kane, Jess M., Bartlesville, to the Oklahoma Wildlife Conservation Commission, to serve an eight-year term ending July 1, 2029, succeeding Robert Hughes. (Agriculture and Wildlife Committee) Motion to confirm made by Senator Julie Daniels.

Manning, Jody M., Broken Arrow, to the Oklahoma Accountancy Board, to serve a five-year term ending June 30, 2026, succeeding himself. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator Nathan Dahm.

Mason, Jr., G. Steve, Oklahoma City, to the Environmental Quality Board, to serve a five-year term ending January 31, 2026, succeeding himself. (Energy Committee) Motion to confirm made by Senator Kay Floyd.

Morris, Aaron, Ardmore, to the State Board of Licensure for Professional Engineers and Land Surveyors, to serve a six-year term ending June 28, 2027, succeeding himself. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator Frank Simpson.

Rasmussen, Steve, Oklahoma City, to the Oklahoma State Credit Union Board, to serve an unexpired term ending October 11, 2024, succeeding Kent Treadwell. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator Kay Floyd.

Smith, Emily A., Blair, to the Oklahoma Tourism and Recreation Commission, to serve a six-year term ending July 1, 2026, succeeding Richard Henry. (Business, Commerce and Tourism Committee) Motion to confirm made by Senator Darcy Jech on behalf of Senator Brent Howard.

Tran, Victoria, Edmond, to the Arkansas-Oklahoma Arkansas River Compact Commission, to serve an unexpired term ending September 1, 2024, succeeding Stephen Baldrige. (Energy Committee) Motion to confirm made by Senator Chuck Hall on behalf of Senator Greg Treat.

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

Aye: Allen, Bergstrom, Boren, Brooks, Bullard, Burns, Coleman, Dahm, Daniels, David, Dossett (J.A.), Dossett (J.J.), Dugger, Floyd, Garvin, Hall, Hamilton, Haste, Hicks, Howard, Jech, Jett, Kidd, Kirt, Leewright, Matthews, McCortney, Montgomery, Murdock, Newhouse, Paxton, Pederson, Pemberton, Pugh, Quinn, Rader, Rogers, Rosino, Simpson, Standridge, Stanley, Stephens, Taylor, Treat, Weaver and Young.--46.

Excused: Merrick and Thompson.--2.

REPORT OF ENGROSSED AND ENROLLED MEASURE

SB 1066 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 385, 392, 809, 868** and **998**.

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

Advising passage of and transmitting for consideration Engrossed **HBs 1198** and **2943**.

HB 1198 – By McCall of the House and Treat of the Senate.

An Act relating to redistricting; creating the State House of Representatives Redistricting Act of 2021; providing for legislative findings; defining relevant factors; allowing for correction of scrivener's errors; providing for adjustment of district lines by certain persons; describing composition, number and areas of legislative districts; providing terms of members; defining effect of act upon entities whose memberships are based upon legislative districts; amending 14 O.S. 2011, Section 108, which relates to qualifications of candidates; modifying residency requirements; repealing 14 O.S. 2011, Sections 133, 134, 135, 136 and 137, which relate to the State House of Representatives Redistricting Act of 2011; providing for codification; and providing for noncodification.

HB 2943 – By McCall of the House and Treat of the Senate.

An Act relating to higher education; amending 70 O.S. 2011, Section 3213, as amended by Section 627, Chapter 304, O.S.L. 2012 and Section 1, Chapter 252, O.S.L. 2012 (70 O.S. Supp. 2020, Sections 3213 and 3213.2), which relate to the University Center of Southern Oklahoma; renaming University Center of Southern Oklahoma; transferring control of certain funds and accounts; designating the Board of Regents of Murray State College as the administrative agency; dissolving certain board of trustees; updating references to name; amending 70 O.S. 2011, Section 3407.2, which relates to the Board of Regents of Murray State College; updating Board name; modifying membership of the Board; transferring the University Center of Southern Oklahoma to Murray State College;

listing items included in the transfer; transferring title to buildings, improvements and real property; providing for codification; and declaring an emergency.

The above-numbered measures were read the first time.

Advising fourth reading of and transmitting for signature Enrolled **HBs 1775, 1892, 1992, 2122, 2178, 2236, 2311 and 2805.**

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 **HBs 1032, 1135, 1147, 1149, 1151, 1651, 1709, 1770, 1776, 1875, 1935, 2028, 2202, 2225, 2318, 2326, 2367, 2564, 2689 and 2824.**

Advising rejection of **SAs** to the following bill, requesting conference and naming House Conference Committee on:

HB 1007 - Conference Committee on Judiciary-Civil

PENDING CONSIDERATION OF HAS

HAs to **SB 609** was rejected upon motion of Senator David, conference requested, and Senate conferees to be named later.

SCs NAMED

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

SB 48 – Daniels, Dugger, Coleman, Garvin, Boren, Hall, Rader, Kidd, Dossett (J.J.)

SB 54 – Montgomery, Simpson, Pemberton, Kidd, Dossett (J.J.), Kirt

SB 66 – Haste, Quinn, Newhouse, Stanley, Matthews, Brooks

SB 126 – Daniels, Pugh, Quinn, Simpson, Dossett (J.J.), Hicks

SB 139 – GCCA

SB 207 – Garvin, McCortney, Haste, Standridge, Hicks, Dossett (J.A.)

SB 236 – GCCA

SB 237 – Pemberton, Pugh, Stanley, Dugger, Hicks, Dossett (J.J.)

SB 270 – Murdock, Leewright, Rogers, Bergstrom, Brooks, Young

SB 295 – GCCA

SB 334 – Paxton, Coleman, Weaver, Jech, Brooks, Matthews

SB 345 – GCCA

- SB 408** – Garvin, McCortney, Simpson, Standridge, Hicks, Dossett (J.A.)
SB 422 – Simpson, Murdock, Howard, Bullard, Boren, Dossett (J.J.)
SB 434 – GCCA
SB 463 – Hall, Rader, Rosino, Simpson, Hicks, Kirt
SB 472 – Daniels, Jech, Bullard, Paxton, Floyd, Boren
SB 516 – Montgomery, McCortney, Daniels, Pugh, Hicks, Dossett (J.A.)
SB 534 – Bergstrom, Standridge, Murdock, Coleman, Matthews, Dossett (J.A.)
SB 608 – GCCA
SB 609 – GCCA
SB 624 – Standridge, Bergstrom, Murdock, Allen, Dossett (J.A.), Matthews
SB 639 – Pugh, Pemberton, Kidd, Taylor, Dossett (J.J.), Dossett (J.A.)
SB 689 – Pugh, McCortney, Simpson, Garvin, Hicks, Dossett (J.A.)
SB 720 – GCCA
SB 737 – McCortney, Rosino, Daniels, Simpson, Hicks, Dossett (J.A.)
SB 778 – Daniels, McCortney, Standridge, Simpson, Dossett (J.A.), Hicks
SB 779 – Daniels, McCortney, Rosino, Simpson, Dossett (J.A.), Hicks
SB 858 – Dugger, Rosino, Weaver, Haste, Floyd, Young
SB 893 – Pugh, Rader, Rosino, Simpson, Kirt, Hicks
SB 905 – GCCA
SB 909 – GCCA
SB 915 – GCCA
SB 936 – GCCA
SB 959 – Paxton, Jech, Leewright, Thompson, Boren, Kirt
SB 1013 – Daniels, Jech, Weaver, Paxton, Brooks, Floyd
SB 1033 – Leewright, Coleman, Paxton, McCortney, Pugh, Brooks
SB 1034 – Taylor, Allen, Rader, Quinn, Boren, Hicks

PENDING SENATE ACTION
HOUSE REQUEST FOR CONFERENCE

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

- HB 1007** – Garvin, Daniels, Paxton, Jech, Boren, Floyd
HB 1044 – Standridge, Bergstrom, Coleman, Garvin, Dossett (J.A.), Matthews
HB 1122 – Leewright, Coleman, Paxton, McCortney, Brooks, Young
HB 1784 – Paxton, McCortney, Pugh, Garvin, Hicks, Dossett (J.A.)
HB 1794 – Pugh, McCortney, Simpson, Standridge, Hicks, Dossett (J.A.)
HB 1795 – David, Paxton, Jech, Rader, Brooks, Matthews
HB 1797 – Garvin, McCortney, Simpson, Haste, Hicks, Dossett (J.A.)
HB 2029 – Taylor, Allen, Bullard, Murdock, Boren, Hicks
HB 2040 – GCCA
HB 2120 – Montgomery, Quinn, Taylor, Stanley, Brooks, Matthews

HB 2214 – Murdock, Hall, Howard, Kidd, Boren, Dossett (J.J.)
HB 2230 – Taylor, Allen, Daniels, Jech, Boren, Hicks
HB 2293 – Paxton, Quinn, Taylor, Stanley, Brooks, Matthews
HB 2510 – GCCA
HB 2542 – Brooks, Daniels, Jech, Bullard, Boren, Floyd
HB 2646 – Taylor, Leewright, Paxton, McCortney, Pugh, Brooks
HB 2674 – Taylor, Leewright, Paxton, McCortney, Pugh, Brooks
HB 2776 – GCCA
HB 2779 – Leewright, Allen, Rader, Jech, Boren, Hicks
HB 2874 – GCCA

Senator David moved that when the clerk's desk is clear, the Senate stand adjourned to convene Wednesday, May 5, 2021, at 1:30 p.m., which motion prevailed.

CHANGE IN AUTHORS/COAUTHORS

The following measures were authored/coauthored:

SB 778 - Coauthored by Representative Steagall
Coauthored by Representative West (Kevin)
SB 821 - Coauthored by Senator Haste
SR 17 - Coauthored by Senator Howard

MESSAGES FROM THE GOVERNOR

Advising his approval May 4, of Enrolled **SBs 200, 405 and 600**.

Pursuant to the David motion, the Senate adjourned at 2:35 p.m. to meet Wednesday, May 5, 2021, at 1:30 p.m.