

Senate Journal

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

First Legislative Day, Monday, November 15, 2021

Pursuant to Executive Order 2021-21, issued by the Governor of the State of Oklahoma the Honorable J. Kevin Stitt, on the 24th day of September, 2021, the Senate was called to order by Senator Howard.

Roll Call:

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

Excused: David and Pugh.—2.

Senator Howard declared a quorum present.

The prayer was offered by Senator Frank Simpson.

COMMUNICATION

The Executive Order issued by the Governor was read at length as follows:

EXECUTIVE DEPARTMENT
EXECUTIVE ORDER 2021-021

To the Honorable Members of the Oklahoma House of Representatives and the Honorable Members of the Oklahoma State Senate:

I, J. Kevin Stitt, Governor of the State of Oklahoma, pursuant to the authority vested in me by the provisions of Section 7 of Article VI of the Oklahoma Constitution, hereby convoke the First Extraordinary Session of the Fifty-Eighth Legislature to convene at the State Capitol on Monday, November 15, 2021, solely for the following purposes:

1. To redistrict Oklahoma's congressional districts in accordance with all applicable state and federal laws and regulations.
2. To update and redistrict, as necessary, Oklahoma state legislative districts in accordance with all applicable state and federal laws and regulations.
3. To amend statutory candidacy and redistricting deadlines, including but not limited to amending candidacy and residency deadlines, as made necessary by the U.S. Census Bureau's failure to meet the deadline for production of decennial census data set forth in 13 U.S.C. § 141(C).

Copies of this Executive Order shall be distributed to every member of the Oklahoma House of Representatives, every member of the Oklahoma State Senate, the Clerk of the House of Representatives, the Secretary of the Senate, and the Director of the Office of Management and Enterprise Services.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Oklahoma to be affixed at Oklahoma City, Oklahoma, this 24th day of September, 2021.

By the Governor of the State of Oklahoma
/s/ Kevin Stitt

Attest:
/s/ Brian Bingman, Secretary of State

COMMUNICATION

November 15, 2021

Secretary, Oklahoma Senate
Oklahoma State Capitol
2300 N Lincoln Blvd
Oklahoma City, OK 73105

Dear Mr. Secretary:

This is to notify you that on October 27, 2021 Senate leadership and some committee chair assignments were announced and made effective immediately. Leadership and committee chair changes included the following: Senator Greg McCortney as Majority Floor Leader, Senator Lonnie Paxton as Assistant Majority Floor Leader with Senator James Leewright, Senator Paul Rosino will be chair of the Senate Health and Human Services Committee and Senator John Haste will be the Vice Chair of the committee, Senator Tom Dugger will be chair of the General Government Committee and Senator Darrell Weaver will serve as vice chair, Senator Julie Daniels will now be co-chair of the Joint Committee on Administrative Rules, and Senator Brent Howard will be chair of the Senator Judiciary Committee and Senator Julie Daniels will serve as Vice Chair.

Sincerely,

/s / Greg Treat
President Pro Tempore

COMMUNICATION

October 12, 2021

The Honorable J. Kevin Stitt
Oklahoma State Capitol
2300 N Lincoln Blvd
Oklahoma City, OK 73105

The Honorable Charles McCall
Oklahoma State Capitol, Room 401
2300 N Lincoln Blvd
Oklahoma City, OK 73105

Dear Governor Stitt / Speaker McCall:

On September 24, 2021, Governor Stitt issued Executive Order No. 2021-021. The Executive Order calls for the Legislature to convene in the First Extraordinary Session of the Fifty-Eighth Legislature, at the State Capitol on Monday, November 15, 2021.

Due to the ongoing work of the Capitol Restoration Project, the Senate Chamber is currently under construction and inaccessible to members of the Senate, Senate personnel, and visitors during the time period specified in the Executive Order for the First Extraordinary Session.

Senate Rule 8-2 states in part: "C. The Senate may convene in a location other than its chamber, as designated by the President Pro Tempore and upon informing the Governor and the Speaker of the House of Representatives, in the event that the President Pro Tempore determines that an unsafe condition or construction in the State Capitol, a natural disaster or national security emergency prevents the Senate from meeting in its chamber."

The purpose of this letter is to inform the Governor and the Speaker of the House of Representatives in compliance with Senate Rule 8-2 that the President Pro Tempore of the Senate designates Room 535 (Senate Assembly Room) in the Oklahoma State Capitol as the location for the Senate membership to convene for purposes of the First Extraordinary Session of the Fifty-eighth Legislature.

If you require any additional information, please do not hesitate to contact me.

Sincerely,

/s/ Greg Treat
President Pro Tempore

Senator McCortney advised that pursuant to the provisions of Senate Rules 1-1 and 11-1, with the exception of the changes previously announced by the President Pro Tempore, the mileage report, officers and members of the Standing Committees, and the Rules of the Senate approved for the Fifty-eighth Oklahoma Legislature shall continue for the First Extraordinary Session of the Fifty-eighth Oklahoma Legislature.

Senator McCortney asked unanimous consent, which was granted, that the Joint Rules of the Fifty-eighth Oklahoma Legislature continue for the First Extraordinary Session of the Fifty-eighth Oklahoma Legislature.

Senator McCortney moved that when the clerk's desk is clear, the Senate stand adjourned to convene Tuesday, November 16, 2021, at 9:30 a.m., which motion prevailed.

FIRST READING

The following were introduced and read the first time:

SB 1X – By Treat and Paxton.

An Act relating to State Senate districts; amending 14 O.S. 2021, Section 80.8, which relates to Senate candidacy requirements; modifying voter and residency requirements for certain candidates; clarifying language; providing population based on 2020 Federal Decennial Census; providing population count for ideal State Senate districts; fixing the boundaries of the state senatorial districts; repealing 14 O.S. 2021, Section 80.35.15, which relates to Senate districts; providing for codification; and declaring an emergency.

SB 2X – By Treat and Paxton.

An Act relating to county commissioner candidacy; amending 19 O.S. 2021, Section 131.1, which relates to qualifications for county office; modifying timeline for residency and voter registration requirements for county commissioner candidates for 2022 due to redistricting; and declaring an emergency.

SB 3X – By Treat and Paxton.

An Act relating to elections; amending 26 O.S. 2021, Section 5-105, which relates to candidate voter registration; specifying deadline for certain voter registration for candidates filing for certain offices for 2022 elections; and declaring an emergency.

SB 4X – By Treat and Paxton.

An Act relating to elections; amending 14 O.S. 2021, Section 80.35.17, which relates to operative date for state Senate districts; modifying application of State Senate Redistricting Act of 2021 to certain elections; amending 19 O.S. 2021, Section 321, which relates to county commissioners' districts; modifying application of reapportioned county commissioners' districts to certain elections; and declaring an emergency.

SB 5X – By Treat and Paxton.

An Act relating to elections; amending 26 O.S. 2021, Section 5-105, which relates to candidate voter registration; specifying deadline for certain voter registration for candidates filing for certain offices for 2022 elections; and declaring an emergency.

SB 6X – By Floyd, Brooks, Kirt and Matthews.

An Act relating to Congressional Districts; creating the Oklahoma Congressional Redistricting Act of 2021; providing short title; dividing the state into five Congressional Districts; stating the act shall not affect the operations of certain boards, commissions or entities; providing operative dates for Congressional Districts and conducting elections; repealing 14 O.S. 2021, Sections 6.1, 6.2, 6.3, 6.4 and 6.5, which relate to the Oklahoma Congressional Redistricting Act of 2011; providing for codification; and declaring an emergency.

SB 7X – By Dahm.

An Act relating to election audits; creating the Post-Election Forensic Audit Act of 2021; providing short title; stating purpose of act; requiring appointment of independent third party to conduct forensic audit of the November 2020 election in designated counties; establishing deadlines for certain appointment and completion of audits; requiring submission of certain report; designating potential funding sources for conducting of audit; providing for codification; and declaring an emergency.

Pursuant to the McCortney motion, the Senate adjourned at 9:40 a.m. to meet Tuesday, November 16, 2021, at 9:30 a.m.