

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SIXTH DAY—WEDNESDAY, APRIL 23, 2008

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“The fault with charity—too little; with speech—too much.” (Judah Al-Harizi)

Merciful God, You have created us to live with an open heart and a forgiving spirit so we pray that we may truly open our hearts to the needs of others about us and try to meet those needs the best that we can. And let us not love to hear ourselves talk so that we drown out the voice of others but have an openness to hear what may be wise and helpful in our work here. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Shields announced that photographers from KRCG-TV and KOMU-TV were given permission to take pictures in the Senate Chamber today.

The following Senators were present during the day’s proceedings:

Present—Senators

| | | | | | | | |
|----------|-----------|--------|----------|----------|----------|---------|-------------|
| Barnitz | Bartle | Bray | Callahan | Champion | Clemens | Coleman | Crowell |
| Days | Dempsey | Engler | Gibbons | Goodman | Graham | Green | Griesheimer |
| Justus | Kennedy | Koster | Lager | Loudon | Mayer | McKenna | Nodler |
| Purgason | Ridgeway | Rupp | Scott | Shields | Shoemyer | Smith | Stouffer |
| Vogel | Wilson—34 | | | | | | |

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

SENATE BILLS FOR PERFECTION

Senator Dempsey moved that **SB 1283**, with **SCS**, **SS** for **SCS** and **SA 9** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 9 was again taken up.

Senator Wilson moved that the above amendment be adopted, which motion prevailed.

Senator Ridgeway offered **SA 10**, which was read:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 100, Section 376.1618, Line 4 of said page, by inserting after all of said line the following:

“Section 1. In implementing provisions related to coverage of the uninsured and payments to providers for providing care to the uninsured under sections 208.1300 to 208.1345, RSMo, and under the MO HealthNet program, the MO HealthNet division shall take into consideration the special needs of Missouri's Tier I Safety Net providers so that they are not disproportionately impacted by regulations promulgated by the division as it implements the provisions of such programs.”; and

Further amend the title and enacting clause accordingly.

Senator Ridgeway moved that the above amendment be adopted, which motion prevailed.

Senator Mayer assumed the Chair.

Senator Engler offered **SA 11**:

SENATE AMENDMENT NO. 11

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 95, Section 376.685, Line 3, by inserting after all of said line the following:

“376.845. 1. As used in this section, the following terms mean:

- (1) “Applicant”, a person who seeks to contract for insurance benefits;**
- (2) “Director”, the director of the department of insurance, financial institutions and professional registration;**
- (3) “Medicare”, the Health Insurance for the Aged Act, Title XVII of the Social Security Amendments of 1965, as amended;**
- (4) “Medicare Advantage plan”, a private health plan approved by the Medicare Advantage Program under section 1876 of the federal Social Security Act, 42 U.S.C. section 1395 w-26;**
- (5) “Personal solicitation”, either an on-site presentation at a facility or a home meeting with an insurance agent for the purpose of enrolling an applicant in a Medicare Advantage plan.**

2. No application shall be submitted to an applicant for enrollment in a Medicare Advantage plan until the lapse of two business days from the initial personal solicitation and the applicant has signed the disclosure described under subsection 3 of this section.

3. The disclosure shall be signed and dated by both the applicant and agent on the day of the initial personal solicitation and shall include:

(1) A statement that Medicare Advantage plans are not Medicare supplement policies or what are commonly referred to as Medigap plans;

(2) A statement that advises the applicant to confirm with his or her health care providers, including a primary care physician and hospital, whether or not the health care provider has contracted with the Medicare Advantage plan to provide medical services; and

(3) A statement advising the applicant to contact either a trusted family member, friend, or the state health insurance assistance program to review the plan with the applicant.

4. In addition to the disclosure, the agent shall also provide a list of providers contracting with the Medicare Advantage plan to provide medical services in the applicant's regional area. Such list may be in the form of a provider directory or other similar document.

5. The director shall prescribe the format and content of the disclosure required under subsection 3 of this section. For purposes of this section, “format” means style, arrangements and overall appearance, including such items as the size, color and prominence of type and arrangement of text and captions. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

6. A violation of any provision of this section shall constitute a level two violation under section 374.049, RSMo.”; and

Further amend the title and enacting clause accordingly.

Senator Engler moved that the above amendment be adopted, which motion prevailed.

Senator Justus offered SA 12:

SENATE AMENDMENT NO. 12

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 18, Section 143.116, Line 8, by inserting after all of said line the following:

“167.182. 1. Each parent or guardian of a female student enrolling in grade six shall be provided information regarding immunizations against the human papillomavirus in accordance with this section.

2. (1) Each public school district shall provide the names and addresses of all parents and guardians of female students who are entering grade six to the department of health and senior services and the department shall mail to such parent or guardian age appropriate information relating to the connection between human papillomavirus and cervical cancer, and that an immunization against the human papillomavirus infection is available.

(2) Such information shall include:

(a) The risk factors for developing cervical cancer, the symptoms of the disease, how it may be diagnosed and its possible consequences if untreated;

(b) The connection between human papillomavirus and cervical cancer, how human papillomavirus is transmitted, how transmission may be prevented, including abstinence as the best way to prevent sexually transmitted diseases, and the relative risk of contracting human papillomavirus for primary and secondary school students;

(c) The latest scientific information on the immunization against human papillomavirus infection and the immunization's effectiveness against causes of cervical cancer;

(d) That a pap smear is still critical for the detection of precancerous changes in the cervix to allow for treatment before cervical cancer develops; and

(e) A statement that any questions or concerns regarding immunizing the child against human papillomavirus could be answered by contacting a health care provider.

(3) Each informational mailing sent to the parents or guardian of female students who are entering grade six shall request that the parents or guardian of such students voluntarily furnish to the department not later than twenty school days after the first day of school a written statement, in a form prescribed by the department of health and senior services, stating that the parent has received the information required under this subsection and that:

(a) The student has received or is receiving the immunization; or

(b) The parent has decided not to have the student immunized.

Such form to be returned voluntarily by the parent or guardian shall not request from the parent or guardian any identifying information of the female student or parent or guardian.

(4) The informational mailing shall have prominently displayed in bold type that the request from the parent or guardian for the written statement under subdivision (3) of this subsection is voluntary.

(5) Beginning July 1, 2009, the department shall submit to the general assembly a report detailing the number of sixth grade female students who have and have not been immunized against the human papillomavirus infection and the number of non-responses to the request for the written statement under subdivision (3) of this subsection. The information derived from subdivision (3) of this subsection shall be used for statistical purposes only and shall not be used to personally identify any parent or guardian, or any student.

(6) Nothing in this subsection shall be construed to prevent a student from school attendance if such parent or guardian has opted not to have the student receive the human papillomavirus immunization or has not returned the statement prescribed in subdivision (3) of this subsection.

3. If a parent or guardian chooses to have the female student immunized for the human papillomavirus but is unable to pay, the student shall be immunized at public expense by a physician or nurse at or from the county, district, city public health center or a school nurse or by a nurse or physician in the private office or clinic of the child's personal physician with the costs of immunization paid through the Mo HealthNet program, private insurance or in a manner to be determined by the department of health and senior services subject to state and federal appropriations.

4. Funds for the administration of this section and for the purchase of vaccines for students of

families unable to afford them shall be appropriated to the department of health and senior services from general revenue or from federal funds if available.

5. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senator Justus moved that the above amendment be adopted, which motion prevailed.

Senator Smith offered SA 13, which was read:

SENATE AMENDMENT NO. 13

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 54, Section 208.152, Lines 24-25, by striking the words “Such service shall be subject to appropriations.” and inserting in lieu thereof the following:

“The general assembly shall appropriate at least seven million dollars annually in order to provide medically necessary adult dental services under the MO HealthNet program.”.

Senator Smith moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Callahan, Green, Shoemyer and Wilson.

SA 13 failed of adoption by the following vote:

YEAS—Senators

| | | | | | | | |
|---------|----------|----------|-----------|------|-------|--------|---------|
| Barnitz | Bray | Callahan | Coleman | Days | Green | Justus | Kennedy |
| McKenna | Shoemyer | Smith | Wilson—12 | | | | |

NAYS—Senators

| | | | | | | | |
|----------|----------|---------|----------|----------|---------|---------|---------|
| Bartle | Champion | Clemens | Crowell | Dempsey | Gibbons | Goodman | Lager |
| Loudon | Mayer | Nodler | Purgason | Ridgeway | Rupp | Scott | Shields |
| Stouffer | Vogel—18 | | | | | | |

Absent—Senators

| | | | |
|--------|--------|-------------|----------|
| Engler | Graham | Griesheimer | Koster—4 |
|--------|--------|-------------|----------|

Absent with leave—Senators—None

Vacancies—None

Senator Champion offered SA 14:

SENATE AMENDMENT NO. 14

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 31, Section 192.083, Line 26, by inserting after said line the following:

“192.631. 1. Subject to appropriations, by July 1, 2009, the department of health and senior services shall establish a school-based influenza vaccination pilot program. Participation in the program shall be voluntary on the part of the school district and shall be administered with the consent of the student's parents or legal guardian. When creating the program, the department shall also take into account:

- (1) The costs and benefits of establishing a school-based influenza vaccination pilot program;**
- (2) The barriers to implementing the proposed pilot program; and**
- (3) The fiscal impact to the state of such program.**

2. The department shall work to increase influenza vaccination awareness and participation among parents of children aged six months to five years in child care facilities. The official website of the department shall have information on the benefits of annual vaccination against influenza for children and its programs offered for the children. The department shall cooperate with the department of social services and department of elementary and secondary education in order to distribute the information to the parents and child care facilities effectively in August or September in every year.

3. The department shall promulgate rules for the implementation of the pilot program created under this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

4. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) Any new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which a program authorized under this section is sunset.”; and

Further amend the title and enacting clause accordingly.

Senator Champion moved that the above amendment be adopted, which motion prevailed.

Senator Goodman offered **SA 15:**

SENATE AMENDMENT NO. 15

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 60, Section 208.152, Line 20 of said page, by inserting immediately after said line the following:

“208.207. The MO HealthNet program shall not require a pharmacist filling any prescription for any drug that has been prescribed as an immunosuppressant that denotes that the drug is from a

specific manufacturer, be it generic or name brand, to be interchanged from another manufacturer other than the one specified in the prescription, unless the MO HealthNet participant is notified of the interchange, in writing or verbally, upon the delivery of the prescription. If such drug is interchanged with notice to the MO HealthNet participant, the pharmacist who fills such prescription shall also notify the prescribing health care professional before the delivery of the prescription, unless authorized to make such interchange under subdivisions (1) and (2) of subsection 2 of section 338.056, RSMo. This requirement shall not apply to prescriptions dispensed for inpatients of a hospital, nursing home, assisted living facility, or inpatients of a mental health or residential facility. For purposes of this section, “immunosuppressive drug” means a drug that is used in immunosuppressive therapy to inhibit or prevent activity of the immune system, and is used to prevent the rejection of transplanted organs and tissues. Immunosuppressive drugs shall not include drugs for the treatment of autoimmune disease or diseases that most likely are of autoimmune origin.”; and

Further amend the title and enacting clause accordingly.

Senator Goodman moved that the above amendment be adopted, which motion prevailed.

Senator Shoemyer offered **SA 16**:

SENATE AMENDMENT NO. 16

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 9, Section 103.185, Line 22 of said page, by inserting at the end of said line the following: **“In order to keep state employees healthy and productive, any additional costs for preventive services provided under this section shall not be paid by the state employee.”.**

Senator Shoemyer moved that the above amendment be adopted, which motion prevailed.

Senator Goodman offered **SA 17**:

SENATE AMENDMENT NO. 17

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 43, Section 197.590, Lines 11-24 of said page, by striking said section and inserting in lieu thereof the following:

197.588. This section shall apply to any hospital that reports a reportable incident under section 197.554. A claim for payment filed by a hospital for health care services related to a reportable incident shall not be subject to sections 375.1000 or 375.383, RSMo.”; and

Further amend the title and enacting clause accordingly.

Senator Goodman moved that the above amendment be adopted, which motion prevailed.

Senator Bray offered **SA 18**, which was read:

SENATE AMENDMENT NO. 18

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 84, Section 208.1312, Lines 7-9, by striking all of said lines and inserting in lieu thereof the following:

“208.1312. Under no circumstances shall less than ninety-five percent of the funds appropriated by the general assembly for the plan be used to fund payment for health care services.”.

Senator Bray moved that the above amendment be adopted.

Senator Bray offered **SA 1** to **SA 18**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 18

Amend Senate Amendment No. 18 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 1, Section 208.1312, Lines 4-5, by striking the word “ninety-five” and inserting in lieu thereof the following: “**ninety-three**”.

Senator Bray moved that the above amendment be adopted, which motion prevailed.

SA 18, as amended, was again taken up.

Senator Bray moved that the above amendment be adopted, which motion prevailed.

Senator Graham offered **SA 19**:

SENATE AMENDMENT NO. 19

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 1283, Page 101, Section 192.014, Line 27, by inserting after all of said line the following:

“[334.253. 1. A physician may not make a referral to an entity for the furnishing of any physical therapy services with whom the physician, physician's employer, or immediate family member of such referring physician has a financial relationship. A financial relationship exists if the referring physician, the referring physician's employer, or immediate family member:

(1) Has a direct or indirect ownership or investment interest in the entity whether through equity, debt, or other means; or

(2) Receives remuneration from a compensation arrangement from the entity for the referral.

2. The following financial arrangements shall be exempt from disciplinary action under this section:

(1) When the entity with whom the referring physician has an ownership or investment interest is the sole provider of the physical therapy service within a rural area;

(2) When the referring physician owns registered securities issued by a publicly held corporation or publicly traded limited partnership, the shares of which are traded on a national exchange or the over-the-counter market, provided that such referring physician's interest in the publicly held corporation or publicly traded limited partnership is less than five percent and the referring physician does not receive any compensation from such publicly held corporation or publicly traded limited partnership other than as any other owner of the shares of such publicly held corporation or publicly traded limited partnership;

(3) When the referring physician has an interest in real property resulting in a landlord-tenant relationship between the physician and the entity in which the equity interest is held, unless the rent is determined, in whole or in part, by the business volume or profitability of the tenant or is otherwise unrelated to fair market value;

(4) When the indirect ownership in the entity is by means of a bona fide debt incurred in the purchase or acquisition of the entity for a price which does not in any manner reflect the potential source of referrals from the physician with the indirect interest in the entity and the terms of the debt are fair market value, and neither the amount or the terms of the debt in any manner, directly or indirectly, constitutes a form of compensating such physician for the source of his business;

(5) When such physician's employer is a health maintenance organization as defined in subdivision (6) of section 376.960, RSMo, and such health maintenance organization owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy services or the health maintenance organization and the referring physician does not receive any remuneration as the result of the referral;

(6) When such physician's employer is a hospital defined in section 197.020, RSMo, and such hospital owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy service, or the hospital and the referring physician does not receive any remuneration as the result of the referral.

3. The provisions of sections 334.252 and 334.253 shall become effective January 1, 1995.]”; and
Further amend the title and enacting clause accordingly.

Senator Graham moved that the above amendment be adopted.

Senator Shields raised the point of order that **SA 19** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem who ruled it well taken.

Senator Dempsey moved that **SS** for **SCS** for **SB 1283**, as amended, be adopted, which motion prevailed.

On motion of Senator Dempsey, **SS** for **SCS** for **SB 1283**, as amended, was declared perfected and ordered printed.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HB 2191—Education.

HCS for **HB 1649**—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HB 1474**—Financial and Governmental Organizations and Elections.

On motion of Senator Shields, the Senate recessed until 3:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Kinder.

RESOLUTIONS

Senator Stouffer offered Senate Resolution No. 2453, regarding James Blackwell, Salisbury, which was adopted.

Senator Stouffer offered Senate Resolution No. 2454, regarding Kearney High School, Clay County, which was adopted.

Senator Stouffer offered Senate Resolution No. 2455, regarding Susan Parks, Kearney, which was adopted.

Senator Stouffer offered Senate Resolution No. 2456, regarding Gregg Raffety, Lawson, which was adopted.

Senator Stouffer offered Senate Resolution No. 2457, regarding Judith D. Friesz, Brunswick, which was adopted.

Senator Stouffer offered Senate Resolution No. 2458, regarding Marilyn Bock, Sweet Springs, which was adopted.

Senator Stouffer offered Senate Resolution No. 2459, regarding Vicki Goodwin, Warrensburg, which was adopted.

Senator Stouffer offered Senate Resolution No. 2460, regarding RoseMary Crosswhite, Houstonia, which was adopted.

Senator Stouffer offered Senate Resolution No. 2461, regarding Betty McKeage, Alma, which was adopted.

Senator Stouffer offered Senate Resolution No. 2462, regarding Carol McDonald, Alma, which was adopted.

Senator Stouffer offered Senate Resolution No. 2463, regarding Charles S. Minor, which was adopted.

Senator Stouffer offered Senate Resolution No. 2464, regarding Kathy O'Dell, which was adopted.

Senator Stouffer offered Senate Resolution No. 2465, regarding Debbie Drane, which was adopted.

Senator Stouffer offered Senate Resolution No. 2466, regarding Rhonda M. Meyer, which was adopted.

Senator Stouffer offered Senate Resolution No. 2467, regarding James Russell Billington, which was adopted.

Senator Stouffer offered Senate Resolution No. 2468, regarding Dr. William G. Page, which was adopted.

Senator Stouffer offered Senate Resolution No. 2469, regarding Debbie Yount, which was adopted.

Senator Lager offered Senate Resolution No. 2470, regarding Joshua Murphy, Smithville, which was adopted.

Senator Lager offered Senate Resolution No. 2471, regarding David Courter, Plattsburg, which was adopted.

Senator Lager offered Senate Resolution No. 2472, regarding Nicholas Hanser, Plattsburg, which was adopted.

Senator Lager offered Senate Resolution No. 2473, regarding Cindy Boone, which was adopted.

Senator Lager offered Senate Resolution No. 2474, regarding the 2007-2008 Class 1 State Champion Jefferson High School Boys Basketball Team, which was adopted.

Senator Vogel offered Senate Resolution No. 2475, regarding Norma J. Cole, Fulton, which was adopted.

Senator Shoemyer offered Senate Resolution No. 2476, regarding Ruby K. Tyler, which was adopted.

Senator Bray offered Senate Resolution No. 2477, regarding the 2007-2008 Class 3 State Champion

Maplewood-Richmond Heights High School Boys Basketball Blue Devils, which was adopted.

Senator Gibbons offered Senate Resolution No. 2478, regarding Joshua R. Delahanty, St. Louis, which was adopted.

SENATE BILLS FOR PERFECTION

SB 1197 was placed on the Informal Calendar.

SB 1275 was placed on the Informal Calendar.

SB 1164 was placed on the Informal Calendar.

Senator Nodler moved that **SB 738**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 738**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 738

An Act to repeal sections 643.151 and 644.076, RSMo, and to enact in lieu thereof two new sections relating to recycling companies that convert animal parts into petroleum, with penalty provisions.

Was taken up.

Senator Nodler moved that **SCS** for **SB 738** be adopted.

Senator Nodler offered **SS** for **SCS** for **SB 738**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 738

An Act to repeal sections 643.151 and 644.076, RSMo, and to enact in lieu thereof two new sections relating to recycling companies that convert animal parts into petroleum, with penalty provisions.

Senator Nodler moved that **SS** for **SCS** for **SB 738** be adopted, which motion prevailed.

Senator Lager assumed the Chair.

On motion of Senator Nodler, **SS** for **SCS** for **SB 738** was declared perfected and ordered printed.

SB 1170, with **SCS**, was placed on the Informal Calendar.

Senator Engler moved that **SB 1181**, **SB 1100**, **SB 1262** and **SB 1263**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 1181, 1100, 1262** and **1263**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 1181, 1100, 1262 and 1263

An Act to repeal sections 8.800, 8.810, 8.812, 8.815, 8.837, 30.750, 30.753, 30.756, 30.758, 30.760, 30.765, 143.121, and 170.011, RSMo, and to enact in lieu thereof twenty-six new sections relating to energy efficiency, with penalty provisions.

Was taken up.

Senator Engler moved that **SCS** for **SBs 1181, 1100, 1262 and 1263** be adopted.

Senator Clemens offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bills Nos. 1181, 1100, 1262 and 1263, Page 24, Section 251.650, Line 28, by inserting after all of said line the following:

“260.1050. Sections 260.1050 to 260.1101 may be cited as the “Manufacturer Responsibility and Consumer Convenience Equipment Collection and Recovery Act”.

260.1053. As used in sections 260.1050 to 260.1101, the following terms mean:

(1) “Brand”, the name, symbol, logo, trademark, or other information that identifies a product rather than the components of the product;

(2) “Computer materials”, a desktop or notebook computer and includes a computer monitor or other display device that does not contain a tuner;

(3) “Consumer”, an individual who uses equipment that is purchased primarily for personal or home business use;

(4) “Department”, department of natural resources;

(5) “Equipment”, computer materials or a television, or both;

(6) “Manufacturer”, a person:

(a) Who manufactures or manufactured equipment under a brand that:

a. The person owns or owned; or

b. The person is or was licensed to use, other than under a license to manufacture equipment for delivery exclusively to or at the order of the licensor;

(b) Who sells or sold equipment manufactured by others under a brand that:

a. The person owns or owned; or

b. The person is or was licensed to use, other than under a license to manufacture equipment for delivery exclusively to or at the order of the licensor;

(c) Who manufactures or manufactured equipment without affixing a brand;

(d) Who manufactures or manufactured equipment to which the person affixes or affixed a brand that:

a. The person does not or has not owned; or

b. The person is not or was not licensed to use; or

(e) Who imports or imported equipment manufactured outside the United States into the United States unless at the time of importation the company or licensee that sells or sold the equipment to the importer has or had assets or a presence in the United States sufficient to be considered the manufacturer;

(7) “Television”, any telecommunication system device that can receive moving pictures and

sound broadcast over a distance and includes a television tuner or a display device peripheral to a computer in which the display device contains a television tuner.

260.1059. 1. The collection, recycling, and reuse provisions of sections 260.1050 to 260.1101 apply to equipment used and returned to the manufacturer by a consumer in this state and do not impose any obligation on an owner or operator of a solid waste facility.

2. Sections 260.1050 to 260.1101 do not apply to:

(1) Any part of a motor vehicle, a personal digital assistant, or a telephone, including wireless devices;

(2) A consumer's lease of equipment or a consumer's use of equipment under a lease agreement;
or

(3) The sale or lease of equipment to an entity when the manufacturer and the entity enter into a contract that effectively addresses the collection, recycling, and reuse of equipment that has reached the end of its useful life.

260.1062. 1. Before a manufacturer may offer equipment for sale in this state, the manufacturer shall:

(1) Adopt and implement a recovery plan;

(2) Submit a written copy of the recovery plan to the department; and

(3) Affix a permanent, readily visible label to the equipment with the manufacturer's brand.

2. The recovery plan shall enable a consumer to recycle equipment without paying a separate fee at the time of recycling and shall include provisions for:

(1) The manufacturer's collection from a consumer of any equipment that has reached the end of its useful life and is labeled with the manufacturer's brand; and

(2) Recycling or reuse of equipment collected under subdivision (1) of this subsection.

3. The collection of equipment provided under the recovery plan shall be:

(1) Reasonably convenient and available to consumers in this state; and

(2) Designed to meet the collection needs of consumers in this state.

4. Examples of collection methods that alone or combined meet the convenience requirements of this section include a system:

(1) By which the manufacturer or the manufacturer's designee offers the consumer an option for returning equipment by mail at no charge to the consumer;

(2) Using a physical collection site that the manufacturer or the manufacturer's designee keeps open and staffed and to which the consumer may return equipment; and

(3) Using a collection event held by the manufacturer or the manufacturer's designee at which the consumer may return equipment.

5. Collection services under this section may use existing collection and consolidation infrastructure for handling equipment and may include systems jointly managed by a group of

manufacturers, electronic recyclers and repair shops, recyclers of other commodities, reuse organizations, not-for-profit corporations, retailers, recyclers, and other suitable operations. If a manufacturer or its designee offers a mail-back system as described in subsection 4 of this section, either individually or by working together with a group of manufacturers or by working with others, it shall be deemed to meet the convenience requirements of this section.

6. The recovery plan shall include information for the consumer on how and where to return the manufacturer's equipment. The manufacturer:

(1) Shall include collection, recycling, and reuse information on the manufacturer's publicly available Internet site;

(2) Shall provide collection, recycling, and reuse information to the department; and

(3) May include collection, recycling, and reuse information in the packaging for or in other materials that accompany the manufacturer's equipment when the equipment is sold.

7. Information about collection, recycling, and reuse on a manufacturer's publicly available Internet site does not constitute a determination by the department that the manufacturer's recovery plan or actual practices are in compliance with sections 260.1050 to 260.1101 or other state or federal law.

8. Each manufacturer shall submit a report to the department not later than January thirty-first of each year that includes:

(1) The weight of equipment collected, recycled, and reused during the preceding calendar year; and

(2) Documentation certifying that the collection, recycling, and reuse of equipment during the preceding calendar year was conducted in a manner that complies with section 260.1089 regarding sound environmental management.

9. If more than one person is a manufacturer of a certain brand of equipment as defined by section 260.1053, any of those persons may assume responsibility for and satisfy the obligations of a manufacturer under sections 260.1050 to 260.1101 for that brand. If none of those persons assumes responsibility or satisfies the obligations of a manufacturer for the equipment of that brand, the department may consider any of those persons to be the responsible manufacturer for purposes of sections 260.1050 to 260.1101.

10. The obligations under sections 260.1050 to 260.1101 of a manufacturer who manufactures or manufactured equipment, or sells or sold equipment manufactured by others, under a brand that was previously used by a different person in the manufacture of the equipment extends to all equipment bearing that brand regardless of its date of manufacture.

260.1065. 1. A person who is a retailer of equipment shall not sell or offer to sell new equipment in this state unless the equipment is labeled with the manufacturer's label and the manufacturer is included on the department's list of manufacturers that have recovery plans.

2. Retailers can go to the department's Internet site as outlined in section 260.1071 and view all manufacturers that are listed as having registered a collection program. Covered electronic products from manufacturers on that list may be sold in or into this state.

3. A retailer is not required to collect equipment for recycling or reuse under sections 260.1050 to 260.1101.

260.1068. 1. A manufacturer or retailer of equipment is not liable in any way for information in any form that a consumer leaves on computer materials that are collected, recycled, or reused under sections 260.1050 to 260.1101.

2. The consumer is responsible for any information in any form left on the consumer's computer materials that are collected, recycled, or reused.

3. Compliance with sections 260.1050 to 260.1101 does not exempt a person from liability under other law.

260.1071. 1. The department shall educate consumers regarding the collection, recycling, and reuse of equipment.

2. The department shall host or designate another person to host an Internet site providing consumers with information about the recycling and reuse of equipment, including best management practices and information about and links to information on:

(1) Manufacturers' collection, recycling, and reuse programs, including manufacturers' recovery plans; and

(2) Equipment collection events, collection sites, and community equipment recycling and reuse programs.

260.1074. 1. The department may conduct audits and inspections to determine compliance with sections 260.1050 to 260.1101.

2. The department and the attorney general, as appropriate, shall enforce sections 260.1050 to 260.1101 and, except as provided by subsections 4 and 5 of this section, take enforcement action against any manufacturer, retailer, or person who recycles or reuses equipment for failure to comply with sections 260.1050 to 260.1101.

3. The attorney general may file suit to enjoin an activity related to the sale of equipment in violation of sections 260.1050 to 260.1101.

4. The department shall issue a written warning notice to a person upon the person's first violation of sections 260.1050 to 260.1101. The person shall comply with sections 260.1050 to 260.1101 not later than the sixtieth day after the date the warning notice is issued.

5. A retailer who receives a warning notice from the department that the retailer's inventory violates sections 260.1050 to 260.1101 because it includes equipment from a manufacturer that has not submitted the recovery plan required by section 260.1062 shall bring the inventory into compliance with sections 260.1050 to 260.1101 not later than the sixtieth day after the date the warning notice is issued.

6. (1) The department may assess a penalty against a manufacturer that does not label its equipment or adopt, implement, or submit a recovery plan as required by section 260.1062. No penalty shall be assessed for a first violation and the amount of the penalty shall not exceed ten thousand dollars for the second violation or twenty-five thousand dollars for each subsequent violation.

(2) Any penalty collected under this section shall be credited to the “Equipment Recycling Subaccount”, which is hereby created, in the hazardous waste fund. Moneys in the subaccount shall be used for the purpose of administering the provisions of sections 260.1050 to 260.1101. The state treasurer shall be custodian of the subaccount and may approve disbursements from the fund in accordance with sections 30.170 and 30.180, RSMo. Upon appropriation, money in the subaccount shall be used solely for the administration of sections 260.1050 to 260.1101. Any moneys remaining in the subaccount at the end of the biennium shall revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the subaccount.

260.1077. Financial or proprietary information submitted to the department under sections 260.1050 to 260.1101 shall not be considered a public record under chapter 610, RSMo.

260.1080. The department shall compile information from manufacturers and issue an electronic report to the committee in each house of the general assembly having primary jurisdiction over environmental matters not later than March first of each year.

260.1083. Sections 260.1050 to 260.1101 do not authorize the department to impose a fee, including a recycling fee or registration fee, on a consumer, manufacturer, retailer, or person who recycles or reuses equipment.

260.1089. 1. All equipment collected under sections 260.1050 to 260.1101 shall be recycled or reused in a manner that complies with federal, state, and local law.

2. The department shall, by rule, adopt as mandatory standards for recycling or reuse of equipment in this state the standards provided by “Electronics Recycling Operating Practices” as approved by the board of directors of the Institute of Scrap Recycling Industries, Inc., April 25, 2006, or other standards issued from the U.S. Environmental Protection Agency, if available.

260.1092. 1. If federal law establishes a national program for the collection and recycling of equipment and the department determines that the federal law substantially meets the purposes of sections 260.1050 to 260.1101, the department may adopt an agency statement that interprets the federal law as preemptive of sections 260.1050 to 260.1101.

2. Sections 260.1050 to 260.1101 shall expire on the date the department issues a statement under this section.

260.1101. 1. The department shall adopt any rules required to implement sections 260.1050 to 260.1101 not later than July 1, 2009. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

2. Sections 260.1050 to 260.1101 shall not be enforced before rules developed under this section are promulgated.

3. It shall not be considered a violation of sections 260.1050 to 260.1101 for a retailer to sell any inventory accrued before the effective date of sections 260.1050 to 260.1101.”; and

Further amend the title and enacting clause accordingly.

Senator Clemens moved that the above amendment be adopted, which motion prevailed.

Senator Engler moved that **SCS** for **SBs 1181, 1100, 1262 and 1263**, as amended, be adopted, which motion prevailed.

On motion of Senator Engler, **SCS** for **SBs 1181, 1100, 1262 and 1263**, as amended, was declared perfected and ordered printed.

CONCURRENT RESOLUTIONS

Senator Barnitz moved that **SCR 31** be taken up for adoption, which motion prevailed.

On motion of Senator Barnitz, **SCR 31** was adopted by the following vote:

YEAS—Senators

| | | | | | | | |
|---------|----------|----------|----------|---------|-------------|----------|--------|
| Barnitz | Bray | Callahan | Champion | Clemens | Coleman | Crowell | Days |
| Engler | Gibbons | Goodman | Graham | Green | Griesheimer | Kennedy | Koster |
| Lager | Loudon | Mayer | McKenna | Nodler | Purgason | Ridgeway | Rupp |
| Shields | Shoemyer | Smith | Stouffer | Vogel | Wilson—30 | | |

NAYS—Senator Bartle—1

Absent—Senators

| | | |
|---------|--------|---------|
| Dempsey | Justus | Scott—3 |
|---------|--------|---------|

Absent with leave—Senators—None

Vacancies—None

Senator Green moved that **SCR 36** be taken up for adoption, which motion prevailed.

On motion of Senator Green, **SCR 36** was adopted by the following vote:

YEAS—Senators

| | | | | | | | |
|---------|--------|----------|----------|----------|---------|-------------|----------|
| Barnitz | Bray | Callahan | Champion | Clemens | Coleman | Crowell | Days |
| Dempsey | Engler | Gibbons | Goodman | Graham | Green | Griesheimer | Kennedy |
| Koster | Lager | Loudon | Mayer | McKenna | Nodler | Purgason | Ridgeway |
| Rupp | Scott | Shields | Shoemyer | Stouffer | Vogel | Wilson—31 | |

NAYS—Senator Bartle—1

Absent—Senator Justus—1

Absent with leave—Senator Smith—1

Vacancies—None

Senator Shields moved that **SCR 39**, with **SCS**, be taken up for adoption, which motion prevailed.

SCS for **SCR 39** was taken up.

Senator Shields moved that **SCS** for **SCR 39** be adopted, which motion prevailed.

On motion of Senator Shields, **SCR 39**, as amended by the **SCS**, was adopted by the following vote:

YEAS—Senators

| | | | | | | | |
|---------|--------|----------|----------|----------|---------|-------------|----------|
| Barnitz | Bray | Callahan | Champion | Clemens | Coleman | Crowell | Days |
| Dempsey | Engler | Gibbons | Goodman | Graham | Green | Griesheimer | Kennedy |
| Koster | Lager | Loudon | Mayer | McKenna | Nodler | Purgason | Ridgeway |
| Rupp | Scott | Shields | Shoemyer | Stouffer | Vogel | Wilson—31 | |

NAYS—Senator Bartle—1

Absent—Senator Justus—1

Absent with leave—Senator Smith—1

Vacancies—None

Senator Mayer moved that **SCR 29** be taken up for adoption, which motion prevailed.

On motion of Senator Mayer, **SCR 29** was adopted by the following vote:

YEAS—Senators

| | | | | | | | |
|---------|---------|----------|----------|----------|-----------|-------------|----------|
| Barnitz | Bartle | Bray | Callahan | Champion | Clemens | Coleman | Crowell |
| Days | Dempsey | Engler | Gibbons | Goodman | Graham | Griesheimer | Kennedy |
| Koster | Lager | Loudon | Mayer | McKenna | Nodler | Purgason | Ridgeway |
| Rupp | Shields | Shoemyer | Stouffer | Vogel | Wilson—30 | | |

NAYS—Senators—None

Absent—Senators

| | | |
|-------|--------|---------|
| Green | Justus | Scott—3 |
|-------|--------|---------|

Absent with leave—Senator Smith—1

Vacancies—None

SENATE BILLS FOR PERFECTION

Senator Goodman moved that **SB 1077** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Goodman offered **SS** for **SB 1077**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 1077

An Act to repeal section 434.100, RSMo, and to enact in lieu thereof one new section relating to the

treatment of indemnification and hold harmless clauses within construction work contracts.

Senator Goodman moved that **SS** for **SB 1077** be adopted.

At the request of Senator Goodman, **SB 1077**, with **SS** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Elizabeth B. Aull, Republican, 2391 East Wayland Street, Springfield, Greene County, Missouri 65804, as a member of the Hazardous Waste Management Commission, for a term ending April 3, 2012, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Janet M. Bandera, Republican, 318 Magnolia Valley Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Missouri Women's Council, for a term ending December 6, 2010, and until her successor is duly appointed and qualified; vice, Vicky Hartzler, term expired.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Daniel K. Carr, Republican, 1932 High Drive, Liberty, Clay County, Missouri 64068, as a member of the Missouri State Penitentiary Redevelopment Commission, for a term ending March 3, 2011, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
 State of Missouri
 Jefferson City
 65101
 April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:
 I have the honor to transmit to you herewith for your advice and consent the following appointment:

Linda L. Duffy, Republican, 1811 Woodrail Avenue, Columbia, Boone County, Missouri 65203, as a member of the Missouri Community Service Commission, for a term ending December 15, 2010, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
 MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
 State of Missouri
 Jefferson City
 65101
 April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:
 I have the honor to transmit to you herewith for your advice and consent the following appointment:

Richard D. James, D.C., 10 Stone Meadow Court, Saint Peters, Saint Charles County, Missouri 63376, as a member of the Missouri Acupuncturist Advisory Committee, for a term ending December 10, 2011, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
 MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
 State of Missouri
 Jefferson City
 65101
 April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:
 I have the honor to transmit to you herewith for your advice and consent the following appointment:

Wayne L. Kindle, 408 Northeast Sapphire Lane, Lees Summit, Jackson County, Missouri 64064, as a member of the Board of Cosmetology and Barber Examiners, for a term ending May 1, 2011, and until his successor is duly appointed and qualified; vice, RSMo 329.015.

Respectfully submitted,
 MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
 State of Missouri
 Jefferson City
 65101
 April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:
 I have the honor to transmit to you herewith for your advice and consent the following appointment:

Joann M. Leykam, 3225 Principia Avenue, Saint Charles, Saint Charles County, Missouri 63301, as a member of the Mental Health

Commission, for a term ending June 28, 2011, and until her successor is duly appointed and qualified; vice, Larry Jones, resigned.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Kenneth G. McGhee, 1532 Langholm Drive, Florissant, Saint Louis County, Missouri 63031, as a member of the Board of Private Investigator Examiners, for a term ending March 4, 2011, and until his successor is duly appointed and qualified; vice, RSMo 324.1102.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Lois B. Kramer-Owens, Republican, 252 Whispering Cove Drive, Camdenton, Camden County, Missouri 65020, as a member of the State Committee of Dietitians, for a term ending June 11, 2010, and until her successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Fred R. Schoen, 17187 Highway H, Monett, Lawrence County, Missouri 65708, as a member of the Well Installation Board, for a term ending February 24, 2012, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MATT BLUNT

Also,

OFFICE OF THE GOVERNOR
State of Missouri
Jefferson City
65101
April 23, 2008

To the Senate of the 94th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Garry E. Taylor, 979 Diamond Ridge, Jefferson City, Cole County, Missouri 65109, as a member of the Consolidated Health Care Plan Board of Trustees, for a term ending December 31, 2012, and until his successor is duly appointed and qualified; vice, reappointed to a full term.

Respectfully submitted,
MATT BLUNT

President Pro Tem Gibbons referred the above appointments to the Committee on Gubernatorial Appointments.

INTRODUCTIONS OF GUESTS

Senator Graham introduced to the Senate, Superintendent Richard Davis, Class 2A Coach of the Year Steve Combs and members of the Class 2A State Champion Harrisburg High School boys basketball team.

Senator Graham introduced to the Senate, fourth grade students from Northeast R-IV School, Cairo.

Senator Barnitz introduced to the Senate, Richard LaBrash, Salem; Dr. Jerry Plunkett, Edie Krull and Julie Gray, Dixon; George Sturmon, Sullivan; Mark Manley, Warrensburg; Virgil Flanigan and John Havens, Rolla; and Matt Copper, Jadwin.

Senator Champion introduced to the Senate, Lynn Vogel and twenty-nine eighth grade students from St. Agnes Elementary School, Springfield.

Senator Scott introduced to the Senate, Pat O'Neal and eighth grade students from Wheatland Elementary School.

Senator Champion introduced to the Senate, teachers and sixty-two fourth grade students from Horace Mann Elementary School, Springfield.

Senator Dempsey introduced to the Senate, teachers, parents and fourth grade students from Academy of the Sacred Heart, St Charles; and Courtney Hughes, Amanda Miles, Kaeli Riggs and Trevor Shockley were made honorary pages.

Senator Lager introduced to the Senate, Bruce Twaddle and Brian Vierthaler, Maryville; James Hobbs, Plattsburg; David Neal and Dillon and Carla Harp, Chillicothe; and Doug Wyckoff, Cameron.

Senator Bray introduced to the Senate, Judy Neely, Jason Griffin, Amber Wolk and fifty fourth grade students from Drummund Elementary School, St. Ann.

On behalf of Senator Bray and himself, Senator Kennedy introduced to the Senate, Missouri 2008 National Distinguished Principal Donna Jahnke, Faye Peters, Richard and Carol Jahnke, Babe Yates, Cleta Pouppart and Sara Stokes, St. Louis.

Senator Goodman introduced to the Senate, his mother, Joyce Goodman, Pierce City.

On behalf of Senator Mayer, the President introduced to the Senate, Whitney Taylor, Tanita Steely, Hunter and Hannah Mathis, Joy and Chris Ward, Caleb Johns, Elizabeth Twaddell, Ethan Jackson and Kelly and Delaney Flowers, Dexter.

Senator Lager introduced to the Senate, members of Northwest Region Satellite Academy.

Senator Loudon introduced to the Senate, Jill Klinginsmith, Carthage.

On motion of Senator Goodman, the Senate adjourned under the rules.

SENATE CALENDAR

FIFTY-SEVENTH DAY—THURSDAY, APRIL 24, 2008

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 898-Clemens
(In Fiscal Oversight)
SCS for SB 1172-Goodman

SCS for SB 1040-Clemens
SS for SB 817-Goodman
SJR 45-Clemens

SENATE BILLS FOR PERFECTION

SB 1245-Nodler

SB 877-Mayer

HOUSE BILLS ON THIRD READING

1. HB 1661-LeVota, et al (Ridgeway)
2. HCS for HB 1779, with SCS (Griesheimer)
3. HCS for HB 1619, with SCS (Champion)
(In Fiscal Oversight)
4. HB 1384 & HB 2157-Cox, et al, with SCS
(Gibbons)
5. HCS for HB 2104, HB 1574, HB 1706,
HCS for HB 1774, HB 2055 & HCS for
HB 2056, with SCS

6. HCS for HJR 55
7. HB 1937-Pearce, et al, with SCS
8. HB 2224-Jones (117), et al, with SCS
(Griesheimer)
9. HB 1711-Weter, et al, with SCS (Clemens)
10. HB 1970-Wasson (Scott)
11. HCS for HB 1763 (Engler)
12. HCS for HB 2068 (Scott)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 712 & 882-Gibbons and Rupp, with SCS
SB 713-Gibbons, with SCS
SB 716-Loudon, et al
SB 717-Kennedy and Shields
SB 729-Griesheimer, with SCS
SB 749-Ridgeway, with SCS
SB 756-Engler and Rupp, with SCS (pending)

SB 776-Justus and Koster, with SCS
SB 809-Stouffer, with SCS, SS for SCS & SA 1
(pending)
SB 811-Stouffer, with SCS, SA 1 &
point of order (pending)
SB 815-Goodman
SB 821-Shoemyer, with SCS (pending)

| | |
|--|---|
| SBs 840 & 857-Engler, with SCS & SS for SCS (pending) | SB 1052-Rupp |
| SB 861-Shoemyer, with SCS | SB 1054-Dempsey, with SCS |
| SB 865-Rupp and Gibbons, with SCS | SB 1057-Scott, with SCS |
| SB 874-Graham, with SCS | SB 1058-Mayer |
| SB 881-Green | SB 1067-Ridgeway, et al |
| SB 904-Griesheimer, with SCS | SB 1077-Goodman, with SS (pending) |
| SBs 909, 954, 934 & 1003-Engler, with SCS | SB 1093-Loudon, et al |
| SB 915-Ridgeway | SB 1094-Loudon, with SCS |
| SB 917-Goodman, et al | SB 1099-Graham, with SA 1 (pending) |
| SB 929-Green and Callahan, with SCS | SB 1101-Bray, et al |
| SB 957-Goodman | SB 1103-Gibbons |
| SBs 982, 834 & 819-Purgason, with SCS | SB 1138-McKenna, with SCS |
| SB 990-Champion | SB 1158-Mayer, with SCS |
| SBs 993 & 770-Crowell, with SCS, SS for SCS, SA 4 & SSA 1 for SA 4 (pending) | SB 1164-Loudon |
| SB 996-Crowell, with SCS | SB 1170-Mayer, with SCS |
| SB 997-Crowell | SB 1180-Crowell |
| SB 1000-Justus | SB 1183-Bray, with SCS |
| SB 1007-Loudon, with SA 2 (pending) | SB 1197-Crowell |
| SBs 1021 & 870-Loudon, et al, with SCS, SS for SCS, SA 1 & SSA 1 for SA 1 (pending) | SBs 1234 & 1270-Shields, with SCS & SS#2 for SCS (pending) |
| SB 1035-Scott, with SCS | SB 1240-Dempsey |
| SB 1046-Mayer, with SA 1 & SSA 1 for SA 1 (pending) | SB 1244-Barnitz and Purgason |
| | SB 1275-Vogel |
| | SB 1278-Shields |
| | SJR 43-Loudon |

CONSENT CALENDAR

House Bills

Reported 4/10

| | |
|---|--|
| HB 1628-Cooper (120) (Scott) | HCS for HB 2048, with SCS (Engler) |
| HB 1670-Cooper (120) (Dempsey) | HB 2213-Kraus, et al (Shields) |
| HB 1828-Sutherland (Vogel) | HB 1422-St. Onge, et al, with SCS (Stouffer) |
| HCS for HB 1804, with SCS (Days) | HB 1354-Wilson (119), et al (Scott) |
| HB 2047-Curls, et al, with SCS (Callahan) | HCS for HB 1575 (Vogel) |
| HB 1410-Flook, et al (Ridgeway) | HB 1952-Loehner, et al (Barnitz) |
| HCS for HB 1888 (Clemens) | HB 1887-Parson (Scott) |
| HB 1368-Thomson (Lager) | HCS for HB 2360 (Lager) |
| HCS for HB 1807, with SCS (Mayer) | HB 1311-Hoskins, with SCS (Engler) |
| HB 1869-Wilson (130), et al (Goodman) | HB 1426-Kraus (Green) |

Reported 4/14

| | |
|---|--|
| HB 1608-Ervin (Ridgeway) | HB 1419-Portwood (Loudon) |
| HB 2065-Wasson, with SCS (Scott) | HB 1791-Cooper (155), et al (Barnitz) |
| HB 1450-Roorda, et al, with SCS (McKenna) | HB 1689-Wilson (130), with SCS (Scott) |
| HB 2233-Page, et al (Shields) | HCS for HB 1690, with SCS (Scott) |

Reported 4/15

| | |
|--|----------------------------------|
| HCS for HB 1380 (Goodman) | HB 1710-Flook (Ridgeway) |
| HCS for HB 2036 (Stouffer) | HCS for HB 1783 (Engler) |
| HB 1946-Franz, with SCS (Champion) | HB 1784-Meadows, et al (McKenna) |
| HB 1849-Pratt and Curls (Justus) | HB 1313-Wright, et al (Mayer) |
| HB 1640-Schoeller, et al, with SCS (Goodman) | HCS for HB 1893 (Dempsey) |
| HB 1570-Franz, with SCS (Champion) | HB 1881-Schlottach (Kennedy) |
| HB 1469-Pratt (Goodman) | |

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

| | |
|------------------------------------|------------------------------------|
| HCS for HB 2002, with SCS (Nodler) | HCS for HB 2008, with SCS (Nodler) |
| HCS for HB 2003, with SCS (Nodler) | HCS for HB 2009, with SCS (Nodler) |
| HB 2004, with SCS (Nodler) | HCS for HB 2010, with SCS (Nodler) |
| HCS for HB 2005, with SCS (Nodler) | HCS for HB 2011, with SCS (Nodler) |
| HCS for HB 2006, with SCS (Nodler) | HCS for HB 2012, with SCS (Nodler) |
| HCS for HB 2007, with SCS (Nodler) | HCS for HB 2013, with SCS (Nodler) |

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