

Journal of the Senate

FIRST REGULAR SESSION

FIFTY-EIGHTH DAY—THURSDAY, APRIL 23, 2009

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Owe no one anything, except to love one another; for the one who loves another has fulfilled the law.” (Romans 13:8)

Help us to finish our work today in good fashion and to leave here satisfied with how we have managed ourselves as Your servants. Bless us with safe travel so we may lovingly return to those You have given us to love and express that love in that which is good and necessary for us to do. And make us mindful of the sacrifices others make on our behalf so we are free to do the work You have given us to do. 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 Engler announced that photographers from KODE-TV 12 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	Crowell	Cunningham
Days	Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager
Lembke	Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp
Schaefer	Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel
Wilson	Wright-Jones—34						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senators Vogel and Engler offered Senate Resolution No. 944, regarding Janice Fay Webb, Jefferson City, which was adopted.

Senator Pearce offered Senate Resolution No. 945, regarding the Burnt District Monument, Cass County, which was adopted.

Senator Pearce offered Senate Resolution No. 946, regarding Edward C. Green, Warrensburg, which was adopted.

Senator Wilson offered Senate Resolution No. 947, regarding the death of Dr. Gertrude Hooker Keith, Kansas City, which was adopted.

Senator Vogel offered Senate Resolution No. 948, regarding Linda Cade, Fulton, which was adopted.

Senator Vogel offered Senate Resolution No. 949, regarding Ruth Bellamy, Fulton, which was adopted.

Senator Vogel offered Senate Resolution No. 950, regarding Karen McMahan, Jefferson City, which was adopted.

HOUSE BILLS ON THIRD READING

HCS for HB 148, with SCS No. 2, entitled:

An Act to repeal sections 52.361, 52.370, 55.140, 55.190, 139.031, 139.140, 139.150, 139.210, 139.220, 140.050, 140.070, 140.080, 140.160, and 165.071, RSMo, and to enact in lieu thereof fourteen new sections relating to collection of taxes.

Was called from the Consent Calendar and taken up by Senator Griesheimer.

SCS No. 2 for HCS for HB 148, entitled:

**SENATE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 148**

An Act to repeal sections 52.290, 52.312, 52.361, 52.370, 54.010, 55.140, 55.190, 67.110, 137.073, 139.031, 139.140, 139.150, 139.210, 139.220, 140.050, 140.070, 140.080, 140.160, and 165.071, RSMo, and to enact in lieu thereof nineteen new sections relating to property taxation.

Was taken up.

Senator Griesheimer moved that **SCS No. 2 for HCS for HB 148** be adopted, which motion prevailed.

On motion of Senator Griesheimer, **SCS No. 2 for HCS for HB 148** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Crowell	Cunningham
Days	Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager
Lembke	Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp
Schaefer	Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel
Wilson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Griesheimer, title to the bill was agreed to.

Senator Griesheimer moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Senator Dempsey assumed the Chair.

HB 326, with **SCS**, introduced by Representative Sutherland, entitled:

An Act to repeal sections 337.600 and 337.604, RSMo, and to enact in lieu thereof two new sections relating to social workers.

Was called from the Consent Calendar and taken up by Senator Griesheimer.

SCS for **HB 326**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 326

An Act to repeal sections 337.600, 337.604, and 376.811, RSMo, and to enact in lieu thereof three new sections relating to licensed mental health professionals.

Was taken up.

Senator Griesheimer moved that **SCS** for **HB 326** be adopted, which motion prevailed.

On motion of Senator Griesheimer, **SCS** for **HB 326** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Crowell	Cunningham
Days	Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager
Lembke	Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp
Schaefer	Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel
Wilson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Griesheimer, title to the bill was agreed to.

Senator Griesheimer moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

HCS for HB 236, with SCS, entitled:

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to students with disabilities, with an emergency clause.

Was called from the Consent Calendar and taken up by Senator Crowell.

SCS for HCS for HB 236, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 236

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to students with disabilities, with an emergency clause.

Was taken up.

Senator Crowell moved that **SCS for HCS for HB 236** be adopted, which motion prevailed.

On motion of Senator Crowell, **SCS for HCS for HB 236** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Crowell	Cunningham
Days	Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager
Lembke	Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp
Schaefer	Schmitt	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senator Scott—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senator Scott—1

Absent—Senator Clemens—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Crowell, title to the bill was agreed to.

Senator Crowell moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

HB 373, with **SCS**, introduced by Representative Wallace, entitled:

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to the general educational development revolving fund.

Was called from the Consent Calendar and taken up by Senator Mayer.

SCS for **HB 373**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 373

An Act to repeal sections 169.020, 169.040, 169.056, 169.070, 169.073, 169.075, 169.090, 169.130, 169.560, 169.630, 169.650, 169.660, 169.655, 169.670, and 169.690, RSMo, and to enact in lieu thereof seventeen new sections relating to education, with an emergency clause for certain sections.

Was taken up.

Senator Mayer moved that **SCS** for **HB 373** be adopted.

President Pro Tem Shields assumed the Chair.

At the request of Senator Mayer, the above motion was withdrawn, which placed the bill back on the Consent Calendar.

HB 506, with **SCS**, introduced by Representative Funderburk, et al, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to math, engineering, technology and science week.

Was called from the Consent Calendar and taken up by Senator Rupp.

SCS for **HB 506**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 506

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to math, engineering, technology and sciences week.

Was taken up.

Senator Rupp moved that **SCS** for **HB 506** be adopted, which motion prevailed.

On motion of Senator Rupp, **SCS** for **HB 506** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Justus	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senators

Clemens Griesheimer—2

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

On motion of Senator Rupp, title to the bill was agreed to.

Senator Rupp moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

HB 922, with **SCS**, introduced by Representative Smith (14), et al, entitled:

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to allergy prevention and response in schools.

Was called from the Consent Calendar and taken up by Senator Rupp.

SCS for **HB 922**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 922

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to allergy prevention and response in schools.

Was taken up.

Senator Rupp moved that **SCS** for **HB 922** be adopted, which motion prevailed.

On motion of Senator Rupp, **SCS** for **HB 922** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Justus	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senators

Clemens Griesheimer—2

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

On motion of Senator Rupp, title to the bill was agreed to.

Senator Rupp moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Purgason, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SCS** for **SB 549**; **SS No. 2** for **SCS** for **SB 363**; and **SS** for **SCS** for **SB 167**, begs leave to report that it has considered the same and recommends that the bills do pass.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SB 167**, introduced by Senator Rupp, entitled:

**SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 167**

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage for the diagnosis and treatment of autism spectrum disorders.

Was taken up.

On motion of Senator Rupp, **SS** for **SCS** for **SB 167** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Crowell	Days	Dempsey	Engler
Goodman	Green	Griesheimer	Justus	Lager	Lembke	Mayer	McKenna
Nodler	Pearce	Ridgeway	Rupp	Schaefer	Schmitt	Shields	Shoemyer
Smith	Stouffer	Vogel	Wilson	Wright-Jones—29			

NAYS—Senators

Bartle Scott—2

Absent—Senators

Clemens Cunningham Purgason—3

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

On motion of Senator Rupp, title to the bill was agreed to.

Senator Rupp moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

SCS for SB 549, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 549

An Act to repeal section 208.955, RSMo, and to enact in lieu thereof four new sections relating to MO HealthNet data transparency.

Was taken up by Senator Schmitt.

On motion of Senator Schmitt, **SCS for SB 549** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Crowell	Days	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senator Cunningham—1

Absent—Senator Clemens—1

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

On motion of Senator Schmitt, title to the bill was agreed to.

Senator Schmitt moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

SS No. 2 for SCS for SB 363, introduced by Senator Griesheimer, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 363

An Act to repeal sections 32.063, 136.055, 144.025, 144.027, 144.060, 144.070, 301.280, and 301.562, RSMo, and to enact in lieu thereof ten new sections relating to motor vehicle dealers, with penalty

provisions.

Was taken up.

On motion of Senator Griesheimer, **SS No. 2** for **SCS** for **SB 363** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Bray	Callahan	Champion	Cunningham	Days	Dempsey	Engler
Goodman	Green	Griesheimer	Lager	Lembke	Mayer	McKenna	Nodler
Pearce	Ridgeway	Rupp	Schaefer	Schmitt	Scott	Shields	Shoemyer
Smith	Stouffer	Vogel	Wilson	Wright-Jones—29			

NAYS—Senators

Barnitz	Justus	Purgason—3
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Absent—Senators

Clemens	Crowell—2
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Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

On motion of Senator Griesheimer, title to the bill was agreed to.

Senator Griesheimer moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

SCS for **SBs 335** and **16**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 335 and 16

An Act to repeal section 303.024, RSMo, and to enact in lieu thereof one new section relating to the motor vehicle financial responsibility law, with penalty provisions.

Was taken up by Senator Rupp.

On motion of Senator Rupp, **SCS** for **SBs 335** and **16** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson
Wright-Jones—33							

NAYS—Senators—None

Absent—Senator Clemens—1

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

On motion of Senator Rupp, title to the bill was agreed to.

Senator Rupp moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

SCS for SB 197, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 197

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to anatomic pathology services.

Was taken up by Senator Goodman.

On motion of Senator Goodman, **SCS for SB 197** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bray	Callahan	Champion	Crowell	Cunningham	Days	Dempsey	Engler
Goodman	Green	Griesheimer	Justus	Lager	Lembke	Mayer	McKenna
Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt	Scott
Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—31	

NAYS—Senators

Barnitz Bartle—2

Absent—Senator Clemens—1

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

On motion of Senator Goodman, title to the bill was agreed to.

Senator Goodman moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

SB 458, introduced by Senator Lager, entitled:

An Act to amend chapter 23, RSMo, by adding thereto one new section relating to the employees of the oversight division of the committee on legislative research, with penalty provisions.

Was taken up.

On motion of Senator Lager, **SB 458** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson
Wright-Jones—33							

NAYS—Senators—None

Absent—Senator Clemens—1

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

On motion of Senator Lager, title to the bill was agreed to.

Senator Lager moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Scott, Chairman of the Committee on Financial and Governmental Organizations and Elections, submitted the following reports:

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 569**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **HB 239**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **HB 842**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **HCS** for **HB 914**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **HB 709**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Griesheimer, Chairman of the Committee on Jobs, Economic Development and Local Government, submitted the following reports:

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **HCS** for **HB 306**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **HB 257**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **HB 65**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **HCS** for **HB 481**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Champion, Chairman of the Committee on Health, Mental Health, Seniors and Families, submitted the following reports:

Mr. President: Your Committee on Health, Mental Health, Seniors and Families, to which was referred **HCS** for **HB 247**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Health, Mental Health, Seniors and Families, to which was referred **HB 229**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bartle, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which were referred **HCS** for **HB 177** and **HCS** for **HB 622**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Purgason, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HCS** for **HJR 10**, begs leave to report that it has considered the same and recommends that the

joint resolution do pass.

On behalf of Senator Crowell, Chairman of the Committee on Veterans' Affairs, Pensions and Urban Affairs, Senator Engler submitted the following reports:

Mr. President: Your Committee on Veterans' Affairs, Pensions and Urban Affairs, to which was referred **HCS** for **HB 427**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Veterans' Affairs, Pensions and Urban Affairs, to which was referred **HCS** for **HB 82**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Mayer, Chairman of the Committee on Education, submitted the following reports:

Mr. President: Your Committee on Education, to which was referred **HB 488**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **HB 659**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Stouffer, Chairman of the Committee on Transportation, submitted the following reports:

Mr. President: Your Committee on Transportation, to which was referred **HCS** for **HB 89**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, to which was referred **HB 253**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, to which was referred **HB 683**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Goodman, Chairman of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **HCS** for **HBs 128** and **340**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **HB 544**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **HCS** for **HB 844**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Lager, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 495**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 132**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 205**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Pearce assumed the Chair.

Senator Shields, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Elizabeth Magee, as a member of the Child Abuse and Neglect Review Board;

Also,

Gary M. O'Bannon, as a member of the Personnel Advisory Board;

Also,

Michael J. Ponder, as a member of the State Board of Education;

Also,

Anne M. Roux, as a member of the Missouri Commission on Autism Spectrum Disorders;

Also,

Deborah Wagner, Rhonda Shimmens, Adrienne A. Fly and Aubrey F. Moncrief, as members of the Missouri State Board of Nursing;

Also,

Richard C. Dunn, as a member of the Children's Trust Fund Board.

Senator Shields requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Shields moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

HOUSE BILLS ON SECOND READING

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

HCS for HB 668—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 361—Progress and Development.

HCS for HB 217—Education.

HB 170—Judiciary and Civil and Criminal Jurisprudence.

HCS for HBs 620 and 671—Ways and Means.

HB 15—Appropriations.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 426**, entitled:

An Act to amend chapter 578, RSMo, by adding thereto fourteen new sections relating to the large carnivore act, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 384**, entitled:

An Act to repeal sections 192.925, 195.202, 210.1012, 211.031, 229.110, 479.260, 488.5025, 545.050, 550.040, 550.050, 550.070, 550.080, 550.090, 565.020, 566.145, 566.226, 568.045, 570.030, 570.080, and 589.425, RSMo, and to enact in lieu thereof sixteen new sections relating to certain criminal offenses and criminal procedures, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 577**, entitled:

An Act to repeal sections 379.1300, 379.1302, 379.1310, 379.1326, 379.1332, 379.1373, 379.1388, and 379.1412, RSMo, and to enact in lieu thereof nine new sections relating to captive insurance companies.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HCS** for **HB 316**, entitled:

An Act to repeal sections 105.955, 105.961, 610.010, 610.020, 610.021, 610.022, 610.023, 610.027, 610.029, and 610.100, RSMo, and to enact in lieu thereof thirteen new sections relating to public records and meetings, with penalty provisions and an effective date for certain sections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 631**, entitled:

An Act to repeal section 168.700, RSMo, and to enact in lieu thereof two new sections relating to the Missouri teaching fellows program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 156**, entitled:

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to supplemental food stamp assistance.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 390**, entitled:

An Act to repeal sections 172.360, 174.130, 178.635, 178.780, 208.009, 285.530, 285.555, and 292.675, RSMo, and to enact in lieu thereof eleven new sections relating to unauthorized aliens, with an emergency clause.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 883**, entitled:

An Act to repeal sections 30.260, 30.270, 30.750, 30.753, 30.756, 30.758, 30.760, and 30.765, RSMo, and to enact in lieu thereof eight new sections relating to the state treasurer, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 978** and **1028**, entitled:

An Act to repeal sections 30.750, 30.753, 30.756, 30.758, 30.760, 30.765, 135.403, 256.620, 360.106, 386.756, 414.530, 414.560, 414.570, and 644.570, RSMo, and to enact in lieu thereof twenty-nine new sections relating to the environment, with a penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 915** and **923**, entitled:

An Act to repeal sections 276.436, 276.441, 276.446, and 276.536, RSMo, and to enact in lieu thereof two new sections relating to grain dealers with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1075**, entitled:

An Act to repeal sections 285.309, 288.040, 288.050, 288.062, 288.130, 288.160, 288.170, 288.250, and 288.330, RSMo, and to enact in lieu thereof nine new sections relating to unemployment compensation, with penalty provisions and an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 228**, entitled:

An Act to repeal sections 116.080, 116.090, and 116.332, RSMo, and to enact in lieu thereof four new sections relating to petition circulators, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 568** and **534**, entitled:

An Act to amend chapter 115, RSMo, by adding thereto one new section relating to voter registration for hunting and fishing permit applicants.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTIONS OF GUESTS

Senator Pearce introduced to the Senate, the Physician of the Day, Dr. William A. Turner, M.D., and Marie Wessley/McCullough, Nevada.

Senator Nodler introduced to the Senate, Ken, Missy, Connor and Anna Williams, Joplin.

Senator Scott introduced to the Senate, Gary and Beverly Whitmore, Osceola.

On behalf of Senator Smith and herself, Senator Bray introduced to the Senate, Bob Guller, Kelly Hynes and their children, Ben, Aaron and Beatrice, St. Louis.

Senator Shields introduced to the Senate, Brad and Spencer Culver and Cain Winebrenner, students from Congress Middle School, Kansas City; and Brad and Cain were made honorary pages.

Senator Schmitt introduced to the Senate, his parents, Steve and Kathy Schmitt, St. Louis.

Senator Pearce introduced to the Senate, Jaeque Qualls, Misty Schalow and her children, Austin, Katie and Hayden, Homeschoolers from Raymore.

Senator Dempsey introduced to the Senate, fourth grade students from Monroe Elementary School, St. Charles.

Senator Cunningham introduced to the Senate, Patrick Berry, Chesterfield.

Senator Dempsey introduced to the Senate, seventh grade students from Zion Lutheran School, St. Charles.

Senator Shoemyer introduced to the Senate, Daryl Davis, Jenny Webb, Lora Hillman, Teniel Banner, Mike Rennells, Jean Harding, Joyce Wilson, Myra Collins and Susan Hodges, members of Northeast Leadership Academy, Truman State University, Kirksville.

Senator Schmitt introduced to the Senate, fourth grade students from Avery Elementary School, Webster Groves.

On motion of Senator Engler, the Senate adjourned until 2:00 p.m., Monday, April 27, 2009.

SENATE CALENDAR

FIFTY-NINTH DAY—MONDAY, APRIL 27, 2009

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 426
HCS for HB 384

HCS for HB 577
HCS for HB 316

HCS for HB 631
HB 156-Nance and Ruestman
HCS for HB 390
HCS for HB 883
HCS for HBs 978 & 1028

HCS for HBs 915 & 923
HCS for HB 1075
HCS for HB 228
HCS for HBs 568 & 534

THIRD READING OF SENATE BILLS

SS for SCS for SB 558-Mayer
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 569-Lembke, with SCS

HOUSE BILLS ON THIRD READING

1. HB 239-Jones (89), et al, with SCS
(Pearce)
2. HB 842-Wood, with SCS (Goodman)
3. HCS for HB 914 (Scott)
4. HB 709-Dusenberg, et al (Bartle)
5. HCS for HB 306
6. HB 257-Schieffer, with SCS (Rupp)
7. HB 65-Wilson (119), et al
8. HCS for HB 481 (Lembke)
9. HCS for HB 247, with SCS (Clemens)
10. HB 229-Ervin, with SCS
11. HCS for HB 177 & HCS for HB 622,
with SCS
12. HCS for HJR 10 (Lembke)
13. HCS for HB 427, with SCS
14. HCS for HB 82, with SCS
15. HB 488-Schad, et al, with SCS (Pearce)
16. HB 659-Dusenberg, et al, with SCS
(Bartle)
17. HCS for HB 89 (Wilson)
18. HB 253-Davis, et al (Stouffer)
19. HB 683-Schieffer, et al, with SCS (Stouffer)
20. HCS for HBs 128 & 340 (Scott)
21. HB 544-Smith (150), et al, with SCS
(Goodman)
22. HCS for HB 844
23. HCS for HB 495, with SCS (Griesheimer)
24. HB 132-Fallert, et al (McKenna)
25. HCS for HB 205, with SCS (Goodman)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 7-Griesheimer, with SS (pending)
SB 18-Bray, et al, with SCS & SS for SCS
(pending)
SB 29-Stouffer

SBs 45, 212, 136, 278, 279, 285 &
288-Pearce and Smith, with SCS &
SS#3 for SCS (pending)
SB 57-Stouffer, with SCS & SA 1 (pending)

SB 72-Stouffer, with SCS
 SB 94-Justus, et al, with SCS & SS for SCS
 (pending)
 SB 174-Griesheimer and Goodman, with
 SCS, SS#2 for SCS & SA 2 (pending)
 SCS for SB 189-Shields
 SBs 223 & 226-Goodman and Nodler, with
 SCS & SA 1 (pending)
 SB 228-Scott, with SCS, SS for SCS,
 SA 12, SSA 1 for SA 12 & SA 1 to SSA 1
 for SA 12 (pending)
 SB 236-Lembke
 SB 254-Barnitz, with SS (pending)
 SBs 261, 159, 180 & 181-Bartle and Goodman,
 with SCS & SS#3 for SCS (pending)

SB 264-Mayer
 SB 267-Mayer and Green, with SA 1 (pending)
 SB 284-Lembke, et al, with SA 1 (pending)
 SB 299-Griesheimer, with SCS & SS for SCS
 (pending)
 SB 321-Days, et al, with SCS (pending)
 SB 364-Clemens and Schaefer
 SB 409-Stouffer, with SCS (pending)
 SB 477-Wright-Jones, with SS (pending)
 SB 527-Nodler and Bray
 SB 555-Lager, with SCS, SS for SCS & SA 2
 (pending)
 SB 572-Dempsey and Justus
 SJR 12-Scott, with SCS (pending)

HOUSE BILLS ON THIRD READING

HB 103-Wildberger, et al, with SCS &
 SS for SCS (pending) (Callahan)
 SS for HCS for HB 154 (Shields)
 (In Fiscal Oversight)
 HCS for HB 191, with SCS & SS for SCS
 (pending) (Griesheimer)

HB 287-Day, et al, with SS (pending)
 (Mayer)
 SS for SCS for HB 376-Hobbs, et al
 (Griesheimer) (In Fiscal Oversight)

CONSENT CALENDAR

House Bills

Reported 4/9

HCS for HB 251 (Clemens)
 HB 210-Deeken (Crowell)
 HB 400-Nasheed, et al (Smith)

HB 593-Viebrock (Crowell)
 HB 678-Wasson (Goodman)
 HB 537-Dixon, et al (Wright-Jones)

Reported 4/14

HB 83-Wood, with SCS (Goodman)
 HCS for HB 124 (McKenna)
 HB 282-Stevenson, et al (Nodler)

HB 652-Pratt (Bartle)
 HB 698-Zimmerman, et al (Schmitt)
 HCS for HB 895 (Stouffer)

HB 918-Kelly (Schaefer)

HB 919-Ruestman, et al (Goodman)

Reported 4/15

HCS for HB 525 (Schmitt)

HCS for HB 231 (Rupp)

HB 826-Brown (149), et al (Lembke)

HCS for HB 685 (Goodman)

HB 811-Wasson (Scott)

HCS for HB 273 (Scott)

HCS for HB 485 (Mayer)

HB 859-Dieckhaus, et al (Griesheimer)

HB 283-Wood, with SCS (Goodman)

HCS for HBs 234 & 493 (Shoemyer)

HB 289-Wallace (Mayer)

HB 373-Wallace, with SCS (Mayer)

HB 490-Schad, et al (Pearce)

HB 682-Swinger, et al (Mayer)

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

HCS for HB 2, with SS for SCS (Nodler)

HCS for HB 3, with SS for SCS (Nodler)

HCS for HB 4, with SCS (Nodler)

HCS for HB 5, with SCS (Nodler)

HCS for HB 6, with SCS (Nodler)

HCS for HB 7, with SCS (Nodler)

HCS for HB 8, with SCS (Nodler)

HCS for HB 9, with SCS (Nodler)

HCS for HB 10, with SCS (Nodler)

HCS for HB 11, with SCS (Nodler)

HCS for HB 12, with SCS (Nodler)

HB 13-Icet, with SCS (Nodler)

RESOLUTIONS

Reported from Committee

SR 141-Engler, with point of order (pending)

SCR 7-Pearce

SR 207-Lembke and Smith, with SCS & SS
for SCS (pending)

SCR 11-Bartle, et al

SCR 14-Schmitt

SCR 21-Clemens

SCR 10-Rupp

SCR 18-Bartle and Rupp

SCR 23-Schmitt

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