

Journal of the Senate

FIRST REGULAR SESSION

SIXTY-SEVENTH DAY—THURSDAY, MAY 7, 2009

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“We have to pray with our eyes on God, not on the difficulties.” (Oswald Chambers)

These days, Lord, increase the tension we know; for we approach a time when this session will end and our work for this time will end and we have much we still want to accomplish. On this National Day of Prayer, help us to keep our eyes on You and not the problems and conflict we see about us so our efforts are true and directed in what You see as truly important that we can bring to completion. 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.

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

Senator Schaefer offered Senate Resolution No. 1105, regarding Ashley Crimaldi, Columbia, which was adopted.

Senator Schaefer offered Senate Resolution No. 1106, regarding Katie Jarboe, Columbia, which was adopted.

Senator Schaefer offered Senate Resolution No. 1107, regarding Elise K. Hammond, Columbia, which was adopted.

Senator Schaefer offered Senate Resolution No. 1108, regarding Kailyn Brown, Columbia, which was adopted.

Senator Nodler offered Senate Resolution No. 1109, regarding Elizabeth Jane (Bettie) Mueller, Joplin, which was adopted.

Senator Vogel offered Senate Resolution No. 1110, regarding the Twenty-fifth Anniversary of the Missouri Children's Trust Fund, which was adopted.

Senator Vogel offered Senate Resolution No. 1111, regarding Charles Wesley Lambirth, Jefferson City, which was adopted.

Senator Shields offered Senate Resolution No. 1112, regarding Jason Baldrige, St. Joseph, which was adopted.

Senator Shields offered Senate Resolution No. 1113, regarding Nick Boden, Maryville, which was adopted.

Senator Ridgeway offered the following resolution:

SENATE RESOLUTION NO. 1114

WHEREAS, the skin performs many essential tasks, such as protection from ultraviolet ("UV") light, regulation of body temperature, provision of sensation, and support for metabolic functions; and

WHEREAS, in 2004, the total direct cost associated with the treatment for non-melanoma skin cancer was 1.5 billion dollars; and

WHEREAS, one-half of all new cancers will be skin cancers and the incidence of skin cancer is more than breast, colon, lung, prostate and all other cancers combined; and

WHEREAS, current estimates are that one in five of all Americans and one in three United States Caucasians will develop skin cancer in their lifetime; and

WHEREAS, more than 1 million new cases of skin cancer will be diagnosed in the United States this year; and

WHEREAS, according to a national cancer database from 1975-2000, melanoma is the most common form of cancer for young adults 25-29 years old and the second most common form of cancer for adolescents and young adults 15-29 years old; and

WHEREAS, more than one blistering sunburn in childhood potentially doubles a person's chance of developing melanoma later in life; and

WHEREAS, two percent of all cancer deaths are due to excessive exposure to the sun, a statistic similar to those attributed to environmental pollutants; and

WHEREAS, overexposure to natural sunlight or man-made light sources are associated with skin cancer and premature aging; and

WHEREAS, more than 90 percent of all skin cancers are caused by UV exposure, yet fewer than 35 percent of adults, adolescents, and children routinely use sun protection and fewer are routinely checked for skin cancer during regular checkups; and

WHEREAS, the Skin Cancer Foundation has deemed May as the national Skin Cancer Awareness Month designed to promote awareness, prevention, and early detection of melanoma and other skin cancers:

NOW THEREFORE BE IT RESOLVED that members of the Missouri Senate, Ninety-Fifth General Assembly, First Regular Session, hereby designate May 2009 as Skin Cancer and UV Radiation Awareness Month in the State of Missouri.

Senator Green offered Senate Resolution No. 1115, regarding Ronald Creyton Barnes, Saint Louis, which was adopted.

Senator Smith offered Senate Resolution No. 1116, regarding Kailey Burger, which was adopted.

Senator Stouffer offered Senate Resolution No. 1117, regarding Karen Elaine Vialle, Lexington, which was adopted.

Senator Stouffer offered Senate Resolution No. 1118, regarding Patricia R. Martin, Lexington, which was adopted.

Senator Stouffer offered Senate Resolution No. 1119, regarding Kimberly A. Knox, Lexington, which was adopted.

Senator Stouffer offered Senate Resolution No. 1120, regarding Amy Sellars, Lexington, which was adopted.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 376**, as amended: Senators Griesheimer, Dempsey, Vogel, Shoemyer and Justus.

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 adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 2** and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 2**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HCS** for **HB 3** and has taken up and passed **CCS** for **SS** for **SCS** for **HCS** for **HB 3**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 4** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 4**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 5** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 5**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 6** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 6**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 7** and has taken up and

passed **CCS** for **SCS** for **HCS** for **HB 7**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 8** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 8**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 9** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 9**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 10** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 10**.

PRIVILEGED MOTIONS

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 2** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

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

NAYS—Senator Smith—1

Absent—Senators

Justus	Mayer—2
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Absent with leave—Senators—None

Vacancies—None

On motion of Senator Nodler, **CCS** for **SS** for **SCS** for **HCS** for **HB 2**, entitled:

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2009 and ending June 30, 2010.

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	Lager	Lembke
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—31	

NAYS—Senator Smith—1

Absent—Senators

Justus	Mayer—2
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

President Pro Tem Shields assumed the Chair.

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 **HCS** for **HB 228**, 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 883**, 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 **HCS** for **HB 681**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Vogel, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **HCS** for **HB 381**, 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 report:

Mr. President: Your Committee on Health, Mental Health, Seniors and Families, to which was referred **SB 546**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HBs 187** and **235**, 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 the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 170**, 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 the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HB 116**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Clemens, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources,

submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HCS** for **HB 250**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Callahan, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **HCS** for **HB 361**, begs leave to report that it has considered the same and recommends that the bill do pass.

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 **HB 734**, with **SCS**; **HCS** for **HB 580**, with **SCS**; and **HCS** for **HBs 46** and **434**, begs leave to report that it has considered the same and recommends that the bills do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HCS** for **HB 795**, 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 Governmental Accountability and Fiscal Oversight, to which was referred **HB 802**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 96**, 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 **HCS** for **HB 390**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Rupp, Chairman of the Committee on Small Business, Insurance and Industry, submitted the following report:

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred **HCS** for **HB 1075**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, 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 **SB 545**, 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 **SB 222**, 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 **SB 391**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Stouffer assumed the Chair.

Senator Engler, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCS** for **HCR 4**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

PRIVILEGED MOTIONS

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 3** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 3

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3.
2. That the House recede from its position on House Committee Substitute for House Bill No. 3.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 3, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Justus	Lager	Purgason—4
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Absent—Senator Clemens—1

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Nodler, **CCS** for **SS** for **SCS** for **HCS** for **HB 3**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 3

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Justus	Lager	Purgason—4
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Absent—Senator Green—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

On motion of Senator Engler, the Senate recessed until 1:30 p.m.

RECESS

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

RESOLUTIONS

Senator Shields offered Senate Resolution No. 1121, regarding the Class 4 State Champion Platte County High School Girls Basketball Team, which was adopted.

Senator Green offered Senate Resolution No. 1122, regarding Christopher M. Graham, which was adopted.

Senator Cunningham offered Senate Resolution No. 1123, regarding the Saint Louis Ballet Company, which was adopted.

Senator Cunningham offered Senate Resolution No. 1124, regarding David S. Glaser, which was adopted.

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 adopted the Conference Committee Report No. 2 on **SCS** for **HCS** for **HB 11** and has taken up and passed **CCS No. 2** for **SCS** for **HCS** for **HB 11**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 12** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 12**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HB 13** and has taken up and passed **CCS** for **SCS** for **HB 13**.

PRIVILEGED MOTIONS

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 4** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 4

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 4, begs leave to report that we, after free and fair discussion of the differences, have agreed

to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 4.
2. That the House recede from its position on House Committee Substitute for House Bill No. 4.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 4, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days	
Dempsey	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler	Pearce	
Ridgeway	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Smith	Stouffer	
Vogel	Wilson	Wright-Jones—27						

NAYS—Senators

Bartle	Justus	Lager	Lembke	Purgason—5
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Absent—Senators

Engler	Scott—2
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Absent with leave—Senators—None

Vacancies—None

On motion of Senator Nodler, **CCS** for **SCS** for **HCS** for **HB 4**, entitled:

**CONFERENCE COMMITTEE SUBSTITUTE FOR
 SENATE COMMITTEE SUBSTITUTE FOR
 HOUSE COMMITTEE SUBSTITUTE FOR
 HOUSE BILL NO. 4**

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler	Pearce
Ridgeway	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Smith	Stouffer
Vogel	Wilson	Wright-Jones—27					

NAYS—Senators

Bartle	Justus	Lager	Lembke	Purgason—5
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Absent—Senators

Engler	Scott—2
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Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

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

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

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

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 5** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 5

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 5.
2. That the House recede from its position on House Committee Substitute for House Bill No. 5.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 5, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler
/s/ Robert Mayer
/s/ Joan Bray
/s/ Timothy P. Green
/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Iacet
/s/ Rick Stream
/s/ David Sater
/s/ Chris Kelly
/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Goodman	Green	Griesheimer	Justus	Mayer	McKenna	Nodler
Pearce	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Smith	Stouffer
Vogel	Wilson	Wright-Jones—27					

NAYS—Senators

Bartle	Lager	Lembke	Purgason	Ridgeway—5
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Absent—Senators

Engler	Scott—2
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Absent with leave—Senators—None

Vacancies—None

On motion of Senator Nodler, **CCS** for **SCS** for **HCS** for **HB 5**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 5

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Public Safety, and the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Lager	Lembke	Purgason	Ridgeway—5
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

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

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

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

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 6** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 6

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 6.
2. That the House recede from its position on House Committee Substitute for House Bill No. 6.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 6, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler
Pearce	Rupp	Schaefer	Schmitt	Scott	Shields	Shoemyer	Smith
Vogel	Wilson	Wright-Jones—27					

NAYS—Senators

Bartle	Justus	Lager	Lembke	Purgason	Ridgeway	Stouffer—7
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Nodler, **CCS** for **SCS** for **HCS** for **HB 6**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 6

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler
Pearce	Rupp	Schaefer	Schmitt	Scott	Shields	Shoemyer	Smith
Stouffer	Vogel	Wilson	Wright-Jones—28				

NAYS—Senators

Bartle	Justus	Lager	Lembke	Purgason	Ridgeway—6
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President Pro Tem declared the bill passed.

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

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

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

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 7** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 7

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 7, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 7.
2. That the House recede from its position on House Committee Substitute for House Bill No. 7.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 7, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Lager	Lembke	Purgason	Ridgeway—5
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

Under the provisions of Senate Rule 91, Senator Green was excused from voting on 3rd reading and final passage of the bill.

On motion of Senator Nodler, **CCS** for **SCS** for **HCS** for **HB 7**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 7

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, and Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
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Dempsey	Engler	Goodman	Griesheimer	Justus	Mayer	McKenna	Nodler
Pearce	Rupp	Schaefer	Schmitt	Scott	Shields	Shoemyer	Smith
Stouffer	Vogel	Wilson	Wright-Jones—28				

NAYS—Senators

Bartle	Lager	Lembke	Purgason	Ridgeway—5
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Absent—Senators—None

Absent with leave—Senators—None

Excused from voting—Senator Green—1

Vacancies—None

The President Pro Tem declared the bill passed.

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

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

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

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 8** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 8

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 8, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 8.
2. That the House recede from its position on House Committee Substitute for House Bill No. 8.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 8, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Lager	Lembke	Purgason—4
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

On motion of Senator Nodler, **CCS** for **SCS** for **HCS** for **HB 8**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 8

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Lager	Lembke	Purgason—4
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

The President Pro Tem declared the bill passed.

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

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

Mr. President: Your Committee on General Laws, to which was referred **HJR 11**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **HJR 37**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

PRIVILEGED MOTIONS

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 9** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 9

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 9, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 9.
2. That the House recede from its position on House Committee Substitute for House Bill No. 9.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 9, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz

Bray

Callahan

Champion

Clemens

Crowell

Cunningham

Days

Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Mayer	McKenna
Nodler	Pearce	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Smith
Stouffer	Vogel	Wilson	Wright-Jones—28				

NAYS—Senators

Bartle	Lager	Lembke	Purgason	Ridgeway—5
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

On motion of Senator Nodler, **CCS** for **SCS** for **HCS** for **HB 9**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 9

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Lager	Lembke	Purgason—4
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

The President Pro Tem declared the bill passed.

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

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

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

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 10** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 10

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 10, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 10.
2. That the House recede from its position on House Committee Substitute for House Bill No. 10.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 10, be truly agreed to and finally passed.

FOR THE SENATE:

- /s/ Gary Nodler
- /s/ Robert Mayer
- /s/ Joan Bray
- /s/ Timothy P. Green
- /s/ Scott T. Rupp

FOR THE HOUSE:

- /s/ Allen Icet
- /s/ Rick Stream
- /s/ David Sater
- /s/ Chris Kelly
- /s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Cunningham	Days	Dempsey
Engler	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler	Pearce
Rupp	Schaefer	Schmitt	Shields	Shoemyer	Smith	Stouffer	Vogel
Wilson	Wright-Jones—26						

NAYS—Senators

Bartle	Justus	Lager	Lembke	Purgason	Ridgeway—6
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Absent—Senator Crowell—1

Absent with leave—Senator Scott—1

Vacancies—None

On motion of Senator Nodler, **CCS** for **SCS** for **HCS** for **HB 10**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 10

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of

Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Callahan	Champion	Clemens	Crowell	Cunningham	Days	Dempsey
Engler	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler	Pearce
Ridgeway	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Smith	Vogel
Wilson	Wright-Jones—26						

NAYS—Senators

Bartle	Bray	Justus	Lager	Lembke	Purgason	Stouffer—7
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

The President Pro Tem declared the bill passed.

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

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

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

Senator Stouffer assumed the Chair.

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 11** moved that the following conference committee report no. 2 be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT NO. 2 ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 11

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 11, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 11.
2. That the House recede from its position on House Committee Substitute for House Bill No. 11.
3. That the attached Conference Committee Substitute No. 2 for Senate Committee Substitute for House

Committee Substitute for House Bill No. 11, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report no. 2 be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler
Pearce	Ridgeway	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Stouffer
Vogel	Wilson	Wright-Jones—27					

NAYS—Senators

Bartle	Justus	Lager	Lembke	Purgason	Smith—6
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

The Senate observed a moment of prayer for Senator Scott.

On motion of Senator Nodler, **CCS No. 2** for **SCS** for **HCS** for **HB 11**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 11

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the Office of Administration and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler
Pearce	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Stouffer	Vogel
Wilson	Wright-Jones—26						

NAYS—Senators

Bartle Justus Lager Lembke Purgason Ridgeway Smith—7

Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

The President declared the bill passed.

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

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

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

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 12** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 12

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 12, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 12.
2. That the House recede from its position on House Committee Substitute for House Bill No. 12.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 12, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler
/s/ Robert Mayer
/s/ Joan Bray
/s/ Timothy P. Green
/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet
/s/ Rick Stream
/s/ David Sater
/s/ Chris Kelly
/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler

Pearce	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Smith	Stouffer
Vogel	Wilson	Wright-Jones—27					

NAYS—Senators

Bartle	Justus	Lager	Lembke	Purgason	Ridgeway—6
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

On motion of Senator Nodler, **CCS** for **SCS** for **HCS** for **HB 12**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 12

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Mayer	McKenna	Nodler
Pearce	Rupp	Schaefer	Schmitt	Shields	Shoemyer	Smith	Stouffer
Vogel	Wilson	Wright-Jones—27					

NAYS—Senators

Bartle	Justus	Lager	Lembke	Purgason	Ridgeway—6
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

The President declared the bill passed.

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

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

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

Senator Nodler, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HB 13** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 13

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 13, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 13.
2. That the House recede from its position on House Bill No. 13.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 13, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Gary Nodler

/s/ Robert Mayer

/s/ Joan Bray

/s/ Timothy P. Green

/s/ Scott T. Rupp

FOR THE HOUSE:

/s/ Allen Icet

/s/ Rick Stream

/s/ David Sater

/s/ Chris Kelly

/s/ Shalonn K. Curls

Senator Nodler moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Lager	Lembke	Purgason—4
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

On motion of Senator Nodler, **CCS** for **SCS** for **HB 13**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 13

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2009 and ending June 30, 2010.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators

Bartle	Lager	Lembke	Purgason—4
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Absent—Senators—None

Absent with leave—Senator Scott—1

Vacancies—None

The President declared the bill passed.

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

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

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

HOUSE BILLS ON THIRD READING

HCS for **HB 22**, with **SCS**, entitled:

An Act to appropriate money for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds.

Was taken up by Senator Nodler.

SCS for **HCS** for **HB 22**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 22

An Act to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capitol improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds.

Was taken up.

Senator Nodler moved that **SCS** for **HCS** for **HB 22** be adopted.

Senator Nodler offered **SS** for **SCS** for **HCS** for **HB 22**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 22

An Act to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds.

Senator Nodler moved that **SS** for **SCS** for **HCS** for **HB 22** be adopted.

Photographers from KMIZ-TV were given permission to take pictures in the Senate Chamber today.

Senator Shoemyer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 22, Page 15, Section 22.360, Line 6, by inserting immediately thereafter the following section:

“Section 22.400. To the Coordinating Board for Higher Education

For design and construction of a new building at Moberly Area Community College - Hannibal satellite location

From Federal Budget Stabilization Fund \$1,600,000”

and

Further amend bill totals accordingly.

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

Senator Barnitz offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 22, Page 11, Section 22.240, Line 2, by deleting said line and inserting in lieu thereof the following:

“For an operable communications system for the Missouri State Highway Patrol and other state agencies”; and

further amend said section, line 4, by deleting the number “\$111,700,000” and inserting in lieu thereof the following number: “\$82,000,000”; and

further amend said section, line 4, by inserting immediately thereafter the following:

“For grants to local political subdivisions for the purchase of radios and radio equipment for the purpose of enhancing interoperable communications for first responders including but not limited to: emergency medical services, law enforcement and fire service agencies

From Federal Budget Stabilization Fund 10,000,000
Total \$92,000,000”; and

further amend bill totals accordingly.

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

SA 2 failed of adoption by the following vote:

YEAS—Senators

Barnitz Justus Smith Wilson Wright-Jones—5

NAYS—Senators

Bartle Callahan Champion Clemens Crowell Days Dempsey Engler
Goodman Green Griesheimer Lager Lembke Mayer McKenna Nodler
Pearce Purgason Ridgeway Schaefer Schmitt Shields Shoemyer Stouffer
Vogel—25

Absent—Senators

Bray Cunningham Rupp—3

Absent with leave—Senator Scott—1

Vacancies—None

Senator Lager offered SA 3, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 22, Page 4, Section 22.050, Line 5, by inserting immediately after said line the following:

“22.051. To the Office of Administration

For the Division of Facilities Management Design and Construction

For the design, construction, renovation and/or purchase of the State Senator Gary Nodler office building in Joplin of similar design construction and materials of the state capitol building of Missouri

From Federal Budget Stabilization \$25,000,000”;

and

Further amend bill totals accordingly.

Senator Lager moved that the above amendment be adopted.

At the request of Senator Lager, SA 3 was withdrawn.

Senator Justus offered SA 4:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 22, Page 12, Section 22.285, by inserting immediately thereafter, the following new section, “22.288. To the Department of Transportation

For distribution to a public transit provider whose service area includes any home rule city with more than four hundred thousand inhabitants and located in more than one county

From Federal Budget Stabilization Fund \$5,000,000”;

Further amend the title and enacting clause accordingly.

Senator Justus moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Callahan, Ridgeway, Smith and Wilson.

Senator Pearce assumed the Chair.

SA 4 failed of adoption by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Justus	McKenna	Ridgeway	Smith	Wilson
Wright-Jones—9							

NAYS—Senators

Bartle	Champion	Clemens	Crowell	Cunningham	Dempsey	Engler	Goodman
Green	Griesheimer	Lager	Lembke	Mayer	Nodler	Pearce	Purgason
Schaefer	Shields	Shoemyer	Stouffer	Vogel—21			

Absent—Senators

Rupp Schmitt—2

Absent with leave—Senators

Days Scott—2

Vacancies—None

Senator Nodler moved that SS for SCS for HCS for HB 22 be adopted, which motion prevailed.

On motion of Senator Nodler, **SS** for **SCS** for **HCS** for **HB 22** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey	Engler
Green	Griesheimer	Justus	Mayer	McKenna	Nodler	Pearce	Schaefer
Schmitt	Shields	Shoemyer	Smith	Vogel	Wilson	Wright-Jones—23	

NAYS—Senators

Barnitz	Bartle	Goodman	Lager	Lembke	Purgason	Ridgeway	Stouffer—8
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Absent—Senator Rupp—1

Absent with leave—Senators

Days Scott—2

Vacancies—None

The President declared the bill passed.

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

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

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

COMMUNICATIONS

President Pro Tem Shields submitted the following:

May 7, 2009

Joint Committee on Capital Improvements and Leasing Oversight
State Capitol, Room 503
Jefferson City, MO 65101

Dear Chairman Icet, Vice Chairman Nodler and Members:

I request that the Joint Committee on Capital Improvements and Leasing Oversight include in its review of capital improvement projects potentially funded by federal budget stabilization dollars the following items:

- New construction and renovation of facilities,
- Maintenance and repair,
- Public transportation,
- Technology infrastructure and
- Other appropriate uses of one-time funding

I ask that your work be completed and a report submitted to me and the Speaker of the House by August 31, 2009.

Sincerely,

/s/ Charlie Shields

Charles W. Shields

REPORTS OF STANDING COMMITTEES

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 and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Karen L. Benson, as Chair of the Governor's Council on Disability;

Also,

Paula E. Clay and Stephen F. Huss, as members of the Children's Trust Fund Board;

Also,

Marc H. Ellinger, as a member of the Missouri Public Entity Risk Management Fund Board of Trustees;

Also,

Scott W. Hovis and Eric Rhone, as members of the Tourism Commission;

Also,

Timothy P. McGrail, Nanci A. Bobrow, Florence T. Pullen and D. Kimberly Whittle, as members of the Child Abuse and Neglect Review Board;

Also,

Peter W. Hofherr and Phillip C. Dressel, as members of the Missouri Wine and Grape Board;

Also,

Mary A. Long, as a member of the University of Central Missouri Board of Governors;

Also,

Elaine Powers, as a member of the Missouri Community Service Commission;

Also,

Doyle L. Privett and Daren Todd, as members of the Southeast Missouri State University Board of Regents;

Also,

Rodger D. Owens, Elizabeth K. Grove and Susan McCray Armstrong, as members of the Safe Drinking Water Commission;

Also,

Phyllis M. Wolfram, as a member of the Missouri Commission on Autism Spectrum Disorders;

Also,

Samuel D. Leake, as a member of the Clean Water Commission of the State of Missouri;

Also,

Thelma V. Cook and Debra A. Hollingsworth, as members and Derek Collins, as a student representative of the Harris-Stowe State University Board of Regents;

Also,

Vernetta Kaye Newsome, as a member of the Missouri Consolidated Health Care Plan Board of Trustees;

Also,

Phillip L. Gould, as a member of the Seismic Safety Commission;

Also,

Gerald J. Zafft, as a member of the Missouri Family Trust Board of Trustees.

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 and reappointments, which motion prevailed.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor:

GOVERNOR OF MISSOURI
Jefferson City
65102
May 7, 2009

To the Senate of the 95th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment to office made and submitted to you on April 09, 2009, for your advice and consent:

Anthony Thompson, Democrat, 1100 Sandistan Court, Saint Louis, Saint Louis County, Missouri 63146, as a member of the State Board of Education, for a term ending July 01, 2012, and until his successor is duly appointed and qualified; vice, Derio L. Gambaro, withdrawn.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

President Pro Tem Shields moved that the above appointment be returned to the Governor per his request, which motion prevailed.

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 **SB 263**, entitled:

An Act to repeal sections 8.001, 8.003, 8.007, 44.105, and 44.227, RSMo, and to enact in lieu thereof five new sections relating to the state commissions.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 61**.

Bill ordered enrolled.

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 **SCS** for **SB 411**, entitled:

An Act to repeal sections 169.020, 169.040, 169.056, 169.070, 169.073, 169.075, 169.090, 169.130, 169.630, 169.650, 169.655, 169.670, and 169.690, RSMo, and to enact in lieu thereof fifteen new sections relating to public employee retirement systems.

In which the concurrence of the Senate is respectfully requested.

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 **SB 196**, entitled:

An Act to repeal section 247.031, RSMo, and to enact in lieu thereof one new section relating to detachment from public water supply districts.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 224**.

Bill ordered enrolled.

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 **SCS** for **SB 15**, entitled:

An Act to authorize the conveyance of certain state properties, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

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 **SCS** for **SB 179**, entitled:

An Act to authorize the conveyance of certain state properties, with an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

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 **SCS** for **SB 216**, entitled:

An Act to repeal section 425.010, RSMo, and to enact in lieu thereof seven new sections relating to debt settlement providers.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 216, Section 425.360, Page 3, Line 1, by deleting the words, “**carry aggregate liability insurance**” and inserting in lieu thereof the words, “**post a surety bond**”; and

Further amend said bill, Section 425.365, Page 3, Line 5, by inserting after the word, “**violation.**” the following words, “**Nothing in this section shall be construed to limit or take away an individual’s rights or remedies available under Chapter 407.**” ; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 265** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 265**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the conferees on **SCS** for **HCS** for **HB 246**, as amended, be allowed to exceed the differences in Section 444.770, Page 5, Line 15 as it relates to commercial sales.

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 **SCS** for **SBs 36** and **112**, entitled:

An Act to repeal sections 566.030 and 566.060, RSMo, and to enact in lieu thereof two new sections relating to the penalties for certain forcible sexual offenses committed against children, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following conference committee to act with a like committee from the Senate on **SS** for **SCS** for **HB 376**, as amended. Representatives: Hobbs, Brown (30), Bruns, Skaggs and Hummel.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following conference committee to act with a like committee from the Senate on **HCS** for **HB 246**, as amended. Representatives: Loehner, Ruzicka, Schlottach, Harris and Brown (50).

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has adopted **SCS** for **HCS** for **HB 17** and has taken up and passed **SCS** for **HCS** for **HB 17**.

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 **SCS** for **SB 44**, entitled:

An Act to repeal sections 221.111, 221.353, 221.510, 575.210, 575.220, and 575.240, RSMo, and to enact in lieu thereof eight new sections relating to private jails, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has concurred in **SA 1** and **SA 2** to **HCS** for **HB 909** and has taken up and passed **HCS** for **HB 909**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has adopted **SCS** for **HB 716** and has taken up and passed **SCS** for **HB 716**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has adopted **SCS** for **HCS** for **HB 82** and has taken up and passed **SCS** for **HCS** for **HB 82**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has concurred in **SA 1** to **HB 709** and has taken up and passed **HB 709**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has adopted **SCS** for **HCS** for **HB 21** and has taken up and passed **SCS** for **HCS** for **HB 21**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 397** and **HCS** for **HB 947** and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 397** and **HCS** for **HB 947**.

Emergency clause adopted.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HB 269**, as amended, and has taken up and passed **CCS** for **SCS** for **HB 269**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has adopted **SS** for **SCS** for **HCS** for **HB 22** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 22**.

RESOLUTIONS

Senator Bartle offered Senate Resolution No. 1125, regarding Clay Sakabu, Defiance, which was adopted.

Senator Bartle offered Senate Resolution No. 1126, regarding Wil Comer, which was adopted.

Senator Purgason offered Senate Resolution No. 1127, regarding the Sixty-eighth Wedding Anniversary of Mr. and Mrs. Farris Calton, Lebanon, which was adopted.

On motion of Senator Engler, the Senate adjourned until 4:00 p.m., Monday, May 11, 2009.

SENATE CALENDAR

SIXTY-EIGHTH DAY—MONDAY, MAY 11, 2009

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

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

SENATE BILLS FOR PERFECTION

SB 546-Schmitt, et al
SB 545-Schmitt

SB 222-Goodman, with SCS
SB 391-Schaefer, with SCS

HOUSE BILLS ON THIRD READING

- | | |
|--|---|
| 1. HB 65-Wilson (119), et al (Pearce)
(In Fiscal Oversight) | 11. HCS for HB 883 (Pearce) |
| 2. HCS for HBs 320, 39 & 662 (Mayer)
(In Fiscal Oversight) | 12. HCS for HB 681 (Pearce) |
| 3. HB 86-Sutherland (Lager)
(In Fiscal Oversight) | 13. HCS for HB 381 |
| 4. HCS for HB 580, with SCS (Dempsey) | 14. HCS for HBs 187 & 235, with SCS
(Bartle) |
| 5. HCS for HBs 46 & 434 (Mayer) | 15. HB 170-Cox, et al, with SCS |
| 6. HCS for HB 152 (Bartle)
(In Fiscal Oversight) | 16. HB 116-Hoskins |
| 7. HCS for HB 62, with SCS (Bartle)
(In Fiscal Oversight) | 17. HCS for HB 250, with SCS (Scott) |
| 8. HB 734-Ruzicka and Hobbs, with SCS
(Lager) | 18. HCS for HB 361 |
| 9. HB 30-Brandom, et al, with SCS
(Goodman) (In Fiscal Oversight) | 19. HCS for HB 795, with SCS |
| 10. HCS for HB 228, with SCS (Lembke) | 20. HB 802-Tracy, et al (Crowell) |
| | 21. HCS for HB 96, with SCS (Mayer) |
| | 22. HCS for HB 390, with SCS |
| | 23. HCS for HB 1075, with SCS
(Griesheimer) |
| | 24. HJR 11-McGhee, et al |
| | 25. HJR 37-Cunningham |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 7-Griesheimer, with SS (pending)	SB 236-Lembke
SB 18-Bray, et al, with SCS & SS for SCS (pending)	SB 254-Barnitz, with SS (pending)
SB 29-Stouffer	SBs 261, 159, 180 & 181-Bartle and Goodman, with SCS & SS#3 for SCS (pending)
SBs 45, 212, 136, 278, 279, 285 & 288-Pearce and Smith, with SCS & SS#3 for SCS (pending)	SB 264-Mayer
SB 57-Stouffer, with SCS & SA 1 (pending)	SB 267-Mayer and Green, with SA 1 (pending)
SB 72-Stouffer, with SCS	SB 284-Lembke, et al, with SA 1 (pending)
SB 94-Justus, et al, with SCS & SS for SCS (pending)	SB 299-Griesheimer, with SCS & SS for SCS (pending)
SB 174-Griesheimer and Goodman, with SCS, SS#2 for SCS & SA 2 (pending)	SB 321-Days, et al, with SCS (pending)
SCS for SB 189-Shields	SB 364-Clemens and Schaefer
SBs 223 & 226-Goodman and Nodler, with SCS & SA 1 (pending)	SB 409-Stouffer, with SCS (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 477-Wright-Jones, with SS (pending)
	SB 527-Nodler and Bray
	SB 555-Lager, with SCS, SS for SCS & SA 2 (pending)
	SB 569-Lembke, with SCS
	SB 572-Dempsey and Justus
	SJR 12-Scott, with SCS (pending)

HOUSE BILLS ON THIRD READING

HCS for HBs 128 & 340, with SA 1 (pending) (Scott)	HCS for HB 495, with SCS, SS for SCS, SA 1, SSA 2 for SA 1 & SA 1 to SSA 2 for SA 1 (pending) (Griesheimer)
HCS for HB 191, with SCS & SS for SCS (pending) (Griesheimer)	SS for SCS for HCS for HB 577 (Rupp) (In Fiscal Oversight)
HB 229-Ervin, with SCS, SS for SCS, SA 8, SSA 1 for SA 8 & SA 1 to SSA 1 for SA 8 (pending) (Dempsey)	HCS for HBs 658 & 706 (Clemens)
HB 258-Jones (89), et al, with SCS & SA 1 (pending) (Rupp)	HB 659-Dusenberg, et al, with SCS & SA 1 (pending) (Bartle)
HB 287-Day, et al, with SS (pending) (Mayer)	SCS for HB 745-Loehner, et al (Clemens) (In Fiscal Oversight)
HCS for HB 481 (Lembke)	HCS for HJR 10, with SS (pending) (Lembke)
HB 488-Schad, et al, with SCS (pending) (Pearce)	HCS for HJR 32, with SCA 1 & SA 1 to SCA 1 (pending) (Schaefer)

CONSENT CALENDAR

House Bills

Reported 4/9

HCS for HB 251 (Clemens)	HB 593-Viebrock (Crowell)
HB 210-Deeken (Crowell)	HB 678-Wasson (Goodman)
HB 400-Nasheed, et al (Pearce)	HB 537-Dixon, et al (Wright-Jones)

Reported 4/14

HB 83-Wood, with SCS (Goodman)	HB 698-Zimmerman, et al (Schmitt)
HCS for HB 124 (McKenna)	HCS for HB 895 (Stouffer)
HB 282-Stevenson, et al (Nodler)	HB 918-Kelly (Schaefer)
HB 652-Pratt (Bartle)	HB 919-Ruestman, et al (Goodman)

Reported 4/15

HCS for HB 525 (Schmitt)	HB 859-Dieckhaus, et al (Griesheimer)
HCS for HB 231 (Rupp)	HB 283-Wood, with SCS (Goodman)
HB 826-Brown (149), et al (Lembke)	HCS for HBs 234 & 493 (Shoemyer)
HCS for HB 685 (Goodman)	HB 289-Wallace (Mayer)
HB 811-Wasson (Scott)	HB 373-Wallace, with SCS (Mayer)
HCS for HB 273 (Scott)	HB 490-Schad, et al (Pearce)
HCS for HB 485 (Mayer)	HB 682-Swinger, et al (Mayer)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 15-Nodler, with HCS	SB 215-Shields, with HCS, as amended
SCS for SBs 36 & 112-Goodman, with HCS	SCS for SB 216-Scott, with HCS, as amended
SCS for SB 44-Pearce, with HCS	SB 263-Mayer, with HCS
SCS for SB 71-Stouffer, with HCS, as amended	SCS for SB 411-Crowell, with HCS
SCS for SB 179-Wright-Jones, with HCS	SB 526-Clemens, with HA 1, HA 2, HA 3 & HA 4
SB 196-Shoemyer, with HCS	SCS for SB 563-Smith, with HCS

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

SCS for SB 47-Scott, with HCS	SCS for SB 242-Pearce, with HCS, as amended
SB 171-Griesheimer, with HCS, as amended	SB 296-Scott, with HCS, as amended

SS for SB 307-Dempsey, with HCS,
 as amended
 (Senate adopted CCR and passed CCS)
 SB 464-Stouffer, with HCS, as amended
 SB 513-Dempsey, with HA 1, as amended
 HB 91-Pollock, with SCS (Purgason)
 HCS for HB 148, with SCS#2 (Griesheimer)
 HCS for HB 154, with SS, as amended
 (Shields)
 HCS for HB 246, with SA 1 (Purgason)
 HCS for HB 265, with SCS (Crowell)
 (House adopted CCR and passed CCS)
 HB 269-Parson, et al, with SCS,
 as amended (Scott)
 (House adopted CCR and passed CCS)

HCS for HB 376-Hobbs, et al, with SS for
 SCS, as amended (Griesheimer)
 HB 395-Nance, et al, with SS for SCS,
 as amended (Stouffer)
 HCS for HB 397 & HCS for HB 947, with
 SCS (Ridgeway)
 (House adopted CCR and passed CCS)
 HCS for HB 427, with SCS, as amended
 (Pearce)
 HB 683-Schieffer, et al, with SS for SCS,
 as amended (Stouffer)

Requests to Recede or Grant Conference

SB 435-Lembke, with HCS
 (Senate requests House
 recede or grant conference)

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
 HCS for HCR 16 (Cunningham)
 HCS for HCR 4

To be Referred

SR 1114-Ridgeway

✓