

Journal of the Senate

FIRST REGULAR SESSION

TWENTY-SECOND DAY—WEDNESDAY, FEBRUARY 16, 2011

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“True faith does not contradict its words by its conduct.” (Unknown)

Almighty God, we like to think of ourselves as a people of faith and practice our faith in what we do and say both here and at home. Grant that our actions and words do not contradict our faith in You and shows itself with those we love and love us and may we remain open to Your prompting. 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 Dempsey announced that photographers from Missouri News Horizon and KCTV were given permission to take pictures in the Senate Chamber today.

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

Present—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Dempsey	Dixon	Engler
Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager	Lamping
Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce	Purgason
Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer	Wasson

Wright-Jones—33

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Lager offered Senate Resolution No. 313, regarding Alexander Bryce Hager, which was adopted.

Senator Lager offered Senate Resolution No. 314, regarding the One Hundredth Birthday of Vivian Polaski, Oregon, which was adopted.

Senator Lager offered Senate Resolution No. 315, regarding Joshua James Thieme, which was adopted.

Senator Lager offered Senate Resolution No. 316, regarding the One Hundred Tenth Birthday of Helen Netherton, Maysville, which was adopted.

Senator Lager offered Senate Resolution No. 317, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Dan Hottel, Brookfield, which was adopted.

Senator Lager offered Senate Resolution No. 318, regarding Thomas Nichols Chapman, Chillicothe, which was adopted.

Senator Munzlinger offered Senate Resolution No. 319, regarding Corrections Officer II Chad Ream, Bowling Green, which was adopted.

Senator Munzlinger offered Senate Resolution No. 320, regarding Corrections Officer I Glen Fowler, Center, which was adopted.

Senator Lembke offered Senate Resolution No. 321, regarding Dr. John and Eva G'Sell, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 281—By Kraus.

An Act to repeal section 144.080, RSMo, and to enact in lieu thereof one new section relating to requiring the cumulative state and local sales tax rate to be printed on sales receipts, with existing penalty provisions.

SB 282—By Engler.

An Act to repeal sections 115.123 and 115.755, RSMo, and to enact in lieu thereof one new section relating to the date of the presidential primary.

SB 283—By Munzlinger.

An Act to repeal section 304.180, RSMo, and to enact in lieu thereof one new section relating to the regulation of motor vehicles hauling agricultural products during harvest time, with penalty provisions.

SB 284—By Wasson.

An Act to repeal sections 338.055 and 338.330, RSMo, and to enact in lieu thereof two new sections relating to the authority of the board of pharmacy.

SB 285—By McKenna and Lamping.

An Act to repeal section 9.010, RSMo, and to enact in lieu thereof one new section relating to the state holiday commemorating Lincoln's birthday.

SB 286—By McKenna.

An Act to amend chapter 160, RSMo, by adding thereto two new sections relating to the task force on the prevention of sexual abuse of children.

SB 287—By Ridgeway.

An Act to amend chapter 311, RSMo, by adding thereto one new section relating to liquor control licensing.

SB 288—By Ridgeway.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to the state and local sales and use tax exemption for fees paid to places of amusement.

SB 289—By Lembke.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to use of tobacco products in state correctional facilities.

SB 290—By Lembke.

An Act to repeal section 434.100, RSMo, and to enact in lieu thereof one new section relating to the treatment of indemnification and hold harmless clauses within construction work contracts.

Senator Pearce assumed the Chair.

SENATE BILLS FOR PERFECTION

Senator Stouffer moved that **SJR 2**, with **SA 3** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 3 was again taken up.

At the request of Senator Green, **SA 3** was withdrawn.

On motion of Senator Stouffer, **SJR 2** was declared perfected and ordered printed.

At the request of Senator Parson, **SB 113** and **SB 95**, with **SCS**, were placed on the Informal Calendar.

Senator Schmitt moved that **SB 108**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 108**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 108

An Act to repeal section 67.281 as enacted by senate substitute no. 2 for senate committee substitute for house bill no. 103, ninety-fifth general assembly, first regular session, and section 67.281 as enacted by conference committee substitute for senate bill no. 513, ninety-fifth general assembly, first regular session, and to enact in lieu thereof one new section relating to the installation of fire sprinklers in certain dwellings.

Was taken up.

Senator Schmitt moved that **SCS** for **SB 108** be adopted, which motion prevailed.

On motion of Senator Schmitt, **SCS** for **SB 108** was declared perfected and ordered printed.

INTRODUCTIONS OF GUESTS

Senator Pearce introduced to the Senate, his brother, Mark Pearce and Don Peterson, Warrensburg.

Senator Schaefer introduced to the Senate, the Physician of the Day, Dr. Dean Hainsworth, M.D., Columbia.

Senator Schaefer introduced to the Senate, Dr. Dustin McKnight, M.D. and Dr. James Fox, M.D., Columbia; Dr. Nick Binder, M.D. and Dr. Luke Rebenitsch, M.D., Kansas City; and Dr. Jennifer Thompson, M.D., St. Louis.

Senator Brown introduced to the Senate, Amy Aubuchon, Gasconade County.

Senator Brown introduced to the Senate, Roberta Morgan and international students from Missouri University of Science and Technology.

Senator Brown introduced to the Senate, President Donald Claycomb, Ph.D and John W. Nilges, representatives of Lynn State Technical College.

On behalf of Senator Dempsey and himself, Senator Green introduced to the Senate, Dave and Marvalee Ewing and Jeanette Wappelhorst, St. Charles.

The President introduced to the Senate, Levi, Eli, Chris, Pam, Steve and Janet Magruder, Jackson.

The President introduced to the Senate, Amy Pool and Ann Gifford, Southeast Missouri.

The President introduced to the Senate, Pam Dixon, St. Louis.

On behalf of Senator Pearce, the President introduced to the Senate, international students from universities around the state.

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

SENATE CALENDAR

TWENTY-THIRD DAY—THURSDAY, FEBRUARY 17, 2011

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 253-Callahan and Cunningham
 SB 254-Stouffer
 SB 255-Keaveny
 SB 256-Kraus
 SB 257-Kraus
 SB 258-Kraus

SB 259-Kraus
 SB 260-Wasson
 SB 261-Goodman
 SB 262-Goodman
 SB 263-Green
 SB 264-Rupp

SB 265-Rupp
SB 266-Dempsey
SB 267-Schaaf
SB 268-Stouffer
SB 269-Brown
SB 270-Kraus
SB 271-Kraus
SB 272-Green
SB 273-Lembke
SB 274-Lembke
SB 275-Lembke
SB 276-Schaefer
SB 277-Lager
SB 278-Munzlinger, et al

SB 279-Schmitt
SB 280-Purgason, et al
SB 281-Kraus
SB 282-Engler
SB 283-Munzlinger
SB 284-Wasson
SB 285-McKenna and Lamping
SB 286-McKenna
SB 287-Ridgeway
SB 288-Ridgeway
SB 289-Lembke
SB 290-Lembke
SJR 16-Goodman
SJR 17-Lembke

HOUSE BILLS ON SECOND READING

HCS for HB 45
HCS for HBs 73 & 47
HCS for HB 163

HB 162-Fisher, et al
HCS for HB 46

THIRD READING OF SENATE BILLS

SCS for SB 11-McKenna (In Fiscal Oversight)
SCS for SB 18-Schmitt

SB 33-Stouffer (In Fiscal Oversight)
SB 3-Stouffer (In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 7, 5, 74 & 169-Goodman, with SCS
SB 8-Goodman, with SCS & SS for SCS
(pending)

SBs 113 & 95-Parson and Engler, with SCS

✓