The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Draw nigh to God, and he will draw nigh to you.” (James 4:8)

Heavenly Father, You sustain us when our spirits sag and our souls ache and the cares of life seem to overwhelm us. We pray be ever present in our lives so we may know You and Your light so we might express Your will for us to those You have given us to love who carry on while we are here serving others. 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 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   Curls   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—34

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.
RESOLUTIONS

Senator Lager offered Senate Resolution No. 780, regarding the Northwest Missouri State University women’s basketball program, which was adopted.

Senator Lager offered Senate Resolution No. 781, regarding the Ninetieth Birthday of Betty Lou Butler Loch, Maryville, which was adopted.

Senator Lager offered Senate Resolution No. 782, regarding Carl Stafford, Saint Louis, which was adopted.

Senator Lager offered Senate Resolution No. 783, regarding Jory Baker, Independence, which was adopted.

Senator Lager offered Senate Resolution No. 784, regarding Elmer M. Gaug, Jr., which was adopted.

Senator Lager offered Senate Resolution No. 785, regarding Judy Carpenter, which was adopted.

Senator Lembke offered Senate Resolution No. 786, regarding James Andrew Herman, which was adopted.

Senator Lager offered Senate Resolution No. 787, regarding Dustin Davis Wetzel, which was adopted.

Senator Rupp offered Senate Resolution No. 788, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Arthur Schiermeier, Winfield, which was adopted.

Senator McKenna offered Senate Resolution No. 789, regarding Brady Douglas Politte, Imperial, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Purgason, Chairman of the Committee on Ways and Means and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Ways and Means and Fiscal Oversight, to which were referred HCS for HB 45, with SCS; SS for SB 286; SCS for SB 323; SS for SCS for SB 254; SCS for SB 100; and SCS for SBs 26 and 106, begs leave to report that it has considered the same and recommends that the bills do pass.

REFERRALS

President Pro Tem Mayer referred SS for SCS for SB 320 to the Committee on Ways and Means and Fiscal Oversight.

THIRD READING OF SENATE BILLS

SCS for SBs 26 and 106, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 26 and 106

An Act to amend chapter 301, RSMo, by adding thereto two new sections relating to specialized license plates.

Was taken up by Senator Wasson.

On motion of Senator Wasson, SCS for SBs 26 and 106 was read the 3rd time and passed by the
following vote:

YEAS—Senators

Brown  Callahan  Chappelle-Nadal  Crowell  Cunningham  Curls  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—34

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

SCS for SB 100, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 100

An Act to repeal section 135.1150, RSMo, and to enact in lieu thereof two new sections relating to tax credits for certain contributions.

Was taken up by Senator Stouffer.

On motion of Senator Stouffer, SCS for SB 100 was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown  Callahan  Chappelle-Nadal  Crowell  Cunningham  Curls  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—34

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None
The President declared the bill passed.
On motion of Senator Stouffer, title to the bill was agreed to.
Senator Stouffer moved that the vote by which the bill passed be reconsidered.
Senator Dempsey moved that motion lay on the table, which motion prevailed.

**SS for SCS for SB 254**, introduced by Senator Stouffer, entitled:

**SENATE SUBSTITUTE FOR**  
**SENATE COMMITTEE SUBSTITUTE FOR**  
**SENATE BILL NO. 254**

An Act to repeal sections 302.309, 558.021, and 577.023, RSMo, and to enact in lieu thereof three new sections relating to intoxicated-related traffic offenses, with existing penalty provisions.

Was taken up.

On motion of Senator Stouffer, **SS for SCS for SB 254** was read the 3rd time and passed by the following vote:

**YEAS—Senators**

Brown  Callahan  Chappelle-Nadal  Crowell  Cunningham  Curls  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—34

**NAYS—Senators—None**

**Absent—Senators—None**

**Absent with leave—Senators—None**

**Vacancies—None**

The President declared the bill passed.
On motion of Senator Stouffer, title to the bill was agreed to.
Senator Stouffer moved that the vote by which the bill passed be reconsidered.
Senator Dempsey moved that motion lay on the table, which motion prevailed.

**SCS for SB 323**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR**  
**SENATE BILL NO. 323**

An Act to amend chapter 29, RSMo, by adding thereto one new section relating to a one-time audit and analysis of fiscal practices and cost savings in state agencies, with an emergency clause.

Was taken up by Senator Schaefer.
On motion of Senator Schaefer, SCS for SB 323 was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown    Callahan    Chappelle-Nadal    Crowell    Cunningham    Curls    Dempsey    Dixon
Engler    Goodman     Green          Justus      Keaveny     Kehoe     Kraus      Lager
Lamping   Lembke      Mayer          McKenna    Munzlinger    Nieves    Parson     Pearce
Purgason  Richard     Ridgeway       Rupp       Schauf      Schaefer  Schmitt   Stouffer
Wasson    Wright-Jones 34

NAYS—Senators—None

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

Brown    Callahan    Chappelle-Nadal    Crowell    Cunningham    Curls    Dempsey    Dixon
Engler    Goodman     Green          Justus      Keaveny     Kehoe     Kraus      Lager
Lembke    Mayer       McKenna        Munzlinger  Nieves       Parson     Pearce     Purgason
Richard  Ridgeway    Rupp          Schauf      Schaefer    Schmitt   Stouffer  Wasson
Wright-Jones 33

NAYS—Senators—None

Absent—Senator Green—1

Absent with leave—Senators—None

Vacancies—None

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

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

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

SS for SB 286, introduced by Senator McKenna, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 286

Was taken up.

On motion of Senator McKenna, SS for SB 286 was read the 3rd time and passed by the following vote:

YEAS—Senators

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NAYS—Senators—None

Absent—Senator Wright-Jones—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

SB 325, introduced by Senator Wasson, entitled:

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to notifying employers regarding the licensing status of employees.

Was taken up.

On motion of Senator Wasson, SB 325 was read the 3rd time and passed by the following vote:

YEAS—Senators

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NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.
On motion of Senator Wasson, title to the bill was agreed to.

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

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

SS for SCS for SB 132, introduced by Senator Rupp, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 132

An Act to repeal sections 385.200, 385.206, and 385.208, RSMo, and to enact in lieu thereof seven new sections relating to motor vehicle extended service contracts, with penalty provisions.

Was taken up.

On motion of Senator Rupp, SS for SCS for SB 132 was read the 3rd time and passed by the following vote:

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<td>Vacancies—None</td>
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The President 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 Dempsey moved that motion lay on the table, which motion prevailed.

SCS for SB 387, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 387

An Act to repeal sections 544.455, 544.470, and 557.011, RSMo, and to enact in lieu thereof four new sections relating to electronic monitoring of certain offenders.

Was taken up by Senator Wasson.

On motion of Senator Wasson, SCS for SB 387 was read the 3rd time and passed by the following vote:
Fifty-Second Day—Thursday, April 14, 2011

YEAS—Senators
Brown       Callahan   Chappelle-Nadal  Crowell  Cunningham  Curls  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—34

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

Senator Pearce assumed the Chair.

SCS for SB 300, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 300

An Act to amend chapter 252, RSMo, by adding thereto one new section relating to deer season.

Was taken up by Senator Munzlinger.

On motion of Senator Munzlinger, SCS for SB 300 was read the 3rd time and passed by the following vote:

YEAS—Senators
Brown       Callahan   Chappelle-Nadal  Crowell  Cunningham  Curls  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—34

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None
The President declared the bill passed.
On motion of Senator Munzlinger, title to the bill was agreed to.
Senator Munzlinger moved that the vote by which the bill passed be reconsidered.
Senator Dempsey moved that motion lay on the table, which motion prevailed.

**SCS for SB 337**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 337**

An Act to repeal sections 263.190, 263.200, 263.205, 263.220, 263.230, 263.232, 263.240, 263.241, 263.450, and 268.121, RSMo, and to enact in lieu thereof five new sections relating to agriculture, with penalty provisions.

Was taken up by Senator Munzlinger.

On motion of Senator Munzlinger, **SCS for SB 337** was read the 3rd time and passed by the following vote:

**YEAS—Senators**

- Brown
- Callahan
- Chappelle-Nadal
- Crowell
- Cunningham
- Curls
- Dempsey
- Dixon
- Engler
- Goodman
- Green
- Justus
- Keaveny
- Kehoe
- Kraus
- Lager
- Lamping
- Lembke
- Mayer
- McKenna
- Munzlinger
- Nieves
- Parson
- Pearce
- Purgason
- Richard
- Ridgway
- Rupp
- Schaffer
- Schaefer
- Schmitt
- Stouffer
- Wasson
- 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 Munzlinger, title to the bill was agreed to.
Senator Munzlinger moved that the vote by which the bill passed be reconsidered.
Senator Dempsey moved that motion lay on the table, which motion prevailed.

**SS for SB 238**, introduced by Senator Schmitt, entitled:

**SENATE SUBSTITUTE FOR
SENATE BILL NO. 238**

An Act to repeal sections 87.005 and 87.006, RSMo, and to enact in lieu thereof two new sections relating to diseases presumed incurred in the line of duty by firefighters.

Was taken up.
On motion of Senator Schmitt, SS for SB 238 was read the 3rd time and passed by the following vote:

YEAS—Senators
Brown Callahan Chappelle-Nadal Cunningham Curls Dempsey Dixon Engler
Goodman Green Justus Keaveny Kehoe Kraus Lager Lamping
Lembke McKenna Munzlinger Nieves Parson Pearce Purgason Ridgeway
Rupp Schaaf Schaefer Schmitt Stouffer Wasson Wright-Jones—31

NAYS—Senators
Crowell Mayer—2

Absent—Senator Richard—1

Absent with leave—Senators—None

Vacancies—None

The President 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 Dempsey moved that motion lay on the table, which motion prevailed.

SS for SB 360, introduced by Senator Lager, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 360

An Act to amend chapter 67, RSMo, by adding thereto five new sections relating to a county drinking water supply lake authority.

Was taken up.

On motion of Senator Lager, SS for SB 360 was read the 3rd time and passed by the following vote:

YEAS—Senators
Brown Callahan Chappelle-Nadal Crowell Cunningham Curls Dempsey Dixon
Engler Goodman Green Justus Keaveny Kehoe Kraus Lager Lamping
Lamping Lembke Mayer McKenna Munzlinger Nieves Parson Pearce
Purgason Ridgeway Rupp Schaaf Schaefer Schmitt Stouffer Wasson Wright-Jones—33

NAYS—Senators—None

Absent—Senator Richard—1

Absent with leave—Senators—None

Vacancies—None
The President 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 Dempsey moved that motion lay on the table, which motion prevailed.

**SCS for SB 230**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 230**

An Act to amend chapter 260, RSMo, by adding thereto one new section relating to the disposal of tires.

Was taken up by Senator Lager.

On motion of Senator Lager, **SCS for SB 230** was read the 3rd time and passed by the following vote:

**YEAS—Senators**

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**NAYS—Senators—None**

**Absent—Senators—None**

**Absent with leave—Senators—None**

**Vacancies—None**

The President 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 Rupp moved that motion lay on the table, which motion prevailed.

**REPORTS OF STANDING COMMITTEES**

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

Cheryl Hibbeler, Democrat, as a member of the Missouri Community Service Commission;
Also,
Andrew Schwartz, Republican, as a member of the St. Louis City Board of Election Commissioners;  
Also,  
Kristen Weber, as a member of the Child Abuse and Neglect Review Board;  
Also,  
Jenifer Placzek, Democrat, as a member of the Missouri Commission on Human Rights;  
Also,  
William Hopfinger, as a member of the Advisory Commission for Physical Therapists.  
Senator Mayer requested unanimous consent of the Senate to vote on the above reports in one motion.  
There being no objection, the request was granted.  
Senator Mayer moved that the committee reports be adopted, and the Senate do give its advice and  
consent to the above appointments and reappointment, which motion prevailed.  
President Pro Tem Mayer assumed the Chair.  
Senator Callahan, Chairman of the Committee on Progress and Development, submitted the following  
reports:  
Mr. President: Your Committee on Progress and Development, to which was referred HB 749, begs  
leave to report that it has considered the same and recommends that the bill do pass and be placed on the  
Consent Calendar.  
Also,  
Mr. President: Your Committee on Progress and Development, to which was referred HB 795, begs  
leave to report that it has considered the same and recommends that the bill do pass and be placed on the  
Consent Calendar.  
Also,  
Mr. President: Your Committee on Progress and Development, to which was referred HB 182, begs  
leave to report that it has considered the same and recommends that the bill do pass and be placed on the  
Consent Calendar.  
Also,  
Mr. President: Your Committee on Progress and Development, to which was referred HCS for HB 556,  
begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the  
Consent Calendar.  
Senator Ridgeway, 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  
HB 388, begs leave to report that it has considered the same and recommends that the Senate Committee  
Substitute, hereto attached, do pass and be placed on the Consent Calendar.  
Also,  
Mr. President: Your Committee on Health, Mental Health, Seniors and Families, to which was referred
HB 270, 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 HCS for HBs 73 and 47, 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 423, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Health, Mental Health, Seniors and Families, to which were referred SB 408 and SB 80, 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 Ways and Means and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Ways and Means and Fiscal Oversight, to which was referred SB 155, 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 Ways and Means and Fiscal Oversight, to which was referred SB 52, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Ways and Means and Fiscal Oversight, to which were referred HB 116 and HB 316, 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 Ways and Means and Fiscal Oversight, to which was referred HCS for HB 557, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Ways and Means and Fiscal Oversight, to which was referred HCS for HB 631, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Engler, 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 SJR 12, begs leave to report that it has considered the same and recommends that the joint
resolution do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred SB 326, 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 SB 270, 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 SB 340, 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 SB 260, 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 Transportation, to which was referred HCS for HB 354, 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 204, 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 307 and HB 812, 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 Transportation, to which was referred HB 798, HB 141, HB 153, HCS for HB 363, HB 415 and HB 813, 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 the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and CriminalJurisprudence, to which was referred SB 425, 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 SB 400, 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 SB 392, 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 403, 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 338, 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 HB 339, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Dempsey, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred HCS for HB 108, begs leave to report that it has considered the same and recommends that the bill do pass, with Senate Committee Amendment No. 1.

SENATE COMMITTEE AMENDMENT NO. 1

Amend House Committee Substitute for House Bill No. 108, Page 1, Section A, Line 2, by inserting immediately after said line the following:

“115.305. With the exception of section 115.342, this subchapter shall not apply to candidates for special district offices, township offices in township organization counties, or city, town and village offices; provided that, cities of the fourth class, except those in a county of the first class with a charter form of government and which adjoins a city not within a county, may elect, only by ordinance, to hold primary elections in accordance with the provisions of sections 115.305 to 115.405 or in accordance with the provisions of sections 78.470, 78.480 and 78.510, and the ordinance shall state which of these provisions of law are being adopted.

115.342. 1. Any person who files as a candidate for election to a public office shall be disqualified from participation in the election for which the candidate has filed if such person is delinquent in the payment of any state income taxes, city taxes, municipal user fees, personal property taxes, real property taxes on
the place of residence, as stated on the declaration of candidacy, or if the person is a past or present corporate officer of any fee office that owes any taxes to the state.

2. Each potential candidate for election to a public office shall file an affidavit with the department of revenue and include a copy of the affidavit with the declaration of candidacy required under section 115.349. Such affidavit shall be in substantially the following form:

“AFFIRMATION OF TAX PAYMENTS:

I hereby declare under penalties of perjury that I am not currently aware of any delinquency in the filing or payment of any state income taxes, city taxes, municipal user fees, personal property taxes, real property taxes on the place of residence, as stated on the declaration of candidacy, or that I am a past or present corporate officer of any fee office that owes any taxes to the state, other than those taxes which may be in dispute.

................................................... Candidate’s Signature

................................................... Printed Name of Candidate.”

3. Upon receipt of a complaint alleging a delinquency of the candidate in the filing or payment of any state income taxes, city taxes, municipal user fees, personal property taxes, real property taxes on the place of residence, as stated on the declaration of candidacy, or if the person is a past or present corporate officer of any fee office that owes any taxes to the state, the department of revenue shall investigate such potential candidate to verify the claim contained in the complaint. If the department of revenue finds a positive affirmation to be false, the department shall contact the secretary of state, or the election official who accepted such candidate’s declaration of candidacy, and the potential candidate. The department shall notify the candidate of the outstanding tax owed and give the candidate thirty days to remit any such outstanding taxes owed which are not the subject of dispute between the department and the candidate. If the candidate fails to remit such amounts in full within thirty days, the candidate shall be disqualified from participating in the current election and barred from refiling for an entire election cycle even if the individual pays all of the outstanding taxes that were the subject of the complaint.”; and

Further amend said bill, page 7, section 130.036, line 63, by inserting immediately after said line the following:

“[115.346. Notwithstanding any other provisions of law to the contrary, no person shall be certified as a candidate for a municipal office, nor shall such person’s name appear on the ballot as a candidate for such office, who shall be in arrears for any unpaid city taxes or municipal user fees on the last day to file a declaration of candidacy for the office.]”; and

Further amend the title and enacting clause accordingly.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred HCR 15, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

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

Mr. President: Your Committee on General Laws, to which was referred SB 329, 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 SB 353, 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 SJR 16, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Pearce, Chairman of the Committee on Education, submitted the following reports:
Mr. President: Your Committee on Education, to which was referred SB 391, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,
Mr. President: Your Committee on Education, to which was referred SB 253, 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 738, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,
Mr. President: Your Committee on Education, to which was referred HB 229, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Schmitt, 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 SB 223, 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 142, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,
Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred HB 186, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following reports:
Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred SB 119, begs leave to report that it has considered the same and recommends that the bill do pass.
Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred SB 150, begs leave to report that it has considered the same and recommends that the bill do pass.

**HOUSE BILLS ON SECOND READING**

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

- **HB 458**—Agriculture, Food Production and Outdoor Resources.
- **HCS for HB 641**—Judiciary and Civil and Criminal Jurisprudence.
- **HCS for HBs 470 and 429**—General Laws.
- **HCS for HB 28**—Health, Mental Health, Seniors and Families.
- **HCS for HB 546**—General Laws.
- **HCS for HB 468**—Jobs, Economic Development and Local Government.
- **HB 677**—Education.
- **HCS for HJR 3**—Agriculture, Food Production and Outdoor Resources.
- **HB 291**—Transportation.

**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 **HCR 37**, entitled:

**HOUSE CONCURRENT RESOLUTION NO. 37**

Relating to the recognition of every third week in June as Diabetic Peripheral Neuropathy Week.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

WHEREAS, Diabetic Peripheral Neuropathy (DPN) is a serious condition that results from damage to nerves due to prolonged exposure to high amounts of glucose in the bloodstream as a result of diabetes; and

WHEREAS, more than half of all diabetics suffer from DPN, and the areas of the body most commonly affected by DPN are the feet and legs; and

WHEREAS, nerve damage in the feet can result in the loss of foot sensation, increasing risk of foot problems and which manifests itself in intense pain often described as aching, tingling, burning, and numbness; and

WHEREAS, in 2009, 364,000 Missourians were diagnosed with diabetes; and

WHEREAS, DPN is the leading cause of amputations, and as many as 40 to 60 percent of lower extremity amputations are due to severe forms of DPN; and
WHEREAS, DPN is preventable only to the extent that the underlying cause is preventable, requiring the individual patient’s alert awareness of bodily deficiency, illness, infection or injury that can cause DPN, and the individual’s willingness to seek early diagnosis and treatment; and

WHEREAS, it is absolutely fitting and proper to designate a special week to raise public awareness of DPN and its symptoms:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri House of Representatives, Ninety-Sixth General Assembly, First Regular Session, the Senate concurring therein, hereby recognize the third week of June of each year as Diabetic Peripheral Neuropathy (DPN) Week in Missouri; and

BE IT FURTHER RESOLVED that the members of the Missouri House of Representatives and Senate encourage citizens throughout Missouri to observe this week by raising public awareness regarding the symptoms and treatment of this painful and dangerous neuropathy; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Governor for his approval or rejection pursuant to the Missouri Constitution.

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 430**, entitled:

An Act to repeal sections 301.3084, 302.181, 304.120, 387.040, 387.050, 387.080, 387.110, 387.207, 390.051, 390.061, 390.116, 390.280, and 571.101, RSMo, and to enact in lieu thereof twenty new sections relating to transportation.

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 No. 2 for HB 609**, entitled:

An Act to repeal section 374.284, RSMo, and to enact in lieu thereof nine new sections relating to the Show-Me health insurance exchange act.

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 111**, entitled:


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 223 and 231, entitled:

An Act to repeal sections 335.036, 335.200, 335.203, 335.206, and 335.209, RSMo, and to enact in lieu thereof four new sections relating to higher education financial assistance programs.

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 591, entitled:

An Act to amend chapter 332, RSMo, by adding thereto one new section relating to limited dental teaching license.

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 407, entitled:

An Act to amend chapter 379, RSMo, by adding thereto one new section relating to certificates of insurance for property and casualty insurance coverage.

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 211, entitled:

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to lead abatement.

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 697, entitled:

An Act to amend chapter 536, RSMo, by adding thereto one new section relating to the repromulgation of state administrative rules.

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 257, entitled:

An Act to repeal section 558.019, RSMo, and to enact in lieu thereof one new section relating to abolishing the sentencing advisory commission, with existing 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 555, entitled:


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 357, entitled:

An Act to repeal sections 135.950, 135.953, 135.957, 135.960, 135.963, and 135.967, RSMo, and to enact in lieu thereof seven new sections relating to enhanced enterprise zones.

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 464, entitled:

An Act to repeal sections 8.650, 8.900, 21.475, 21.780, 26.600, 26.603, 26.605, 26.607, 26.609, 26.611, 26.614, 32.250, 32.260, 90.101, 105.1006, 105.1010, 105.1012, 162.1000, 162.1060, 166.200, 166.201, 166.203, 166.205, 166.207, 166.209, 166.212, 166.215, 166.218, 166.220, 166.222, 166.225, 166.228, 166.231, 166.233, 166.235, 166.237, 166.240, 166.242, 190.176, 192.350, 192.352, 192.355, 192.735, 192.737, 192.739, 192.742, 192.745, 199.001, 199.003, 199.007, 199.009, 199.010, 199.029, 199.031, 199.037, 199.039, 199.041, 199.043, 199.047, 208.175, 208.195, 208.275, 208.530, 208.533, 208.535, 208.792, 208.955, 210.101, 210.102, 210.496, 260.372, 260.705, 260.720, 260.725, 260.735, 286.001,

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Engler offered Senate Resolution No. 790, regarding Connie J. Phelps, which was adopted.
Senator Engler offered Senate Resolution No. 791, regarding Barbara Mayberry, which was adopted.
Senator Engler offered Senate Resolution No. 792, regarding Leslie Jones, which was adopted.
Senator Engler offered Senate Resolution No. 793, regarding Mary K. Gunder, which was adopted.
Senator Engler offered Senate Resolution No. 794, regarding Mary Lee Merritt, which was adopted.
Senator Engler offered Senate Resolution No. 795, regarding Robert L. Wright, which was adopted.
Senator Engler offered Senate Resolution No. 796, regarding Jack Pratt, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Richard introduced to the Senate, Nicole Kratky and her daughter, Hannah Eileen, St. Louis.
Senator Richard introduced to the Senate, his son, Chad Greer and Shawn McGrew, Chad Allison, Ryan Jackson and Jerrod Hogan, representatives of Leadership Joplin.
Senator Parson introduced to the Senate, United States Army Captain Jennifer Morris, Fort Lewis, Washington.
Senator Lamping introduced to the Senate, students from Forsyth School, St. Louis.
Senator Parson introduced to the Senate, Agape Christian Boarding School Boys’ Choir, Stockton.
Senator Rupp introduced to the Senate, students from Troy Holiness School.
Senator Schaaf introduced to the Senate, forty fourth grade students from Hyde Elementary School, St. Joseph.
Senator Lager introduced to the Senate, teachers, parents and students from St. Gregory School, Maryville.
Senator Lembke introduced to the Senate, representatives of South County Chamber of Commerce, St. Louis.
Senator Kehoe introduced to the Senate, Mrs. Lora Boessen, Ms. Tina Forbis and fourth grade students from St. Francis Xavier Elementary School, Taos.
On motion of Senator Dempsey, the Senate adjourned until 4:00 p.m., Monday, April 18, 2011.

SENATE CALENDAR

FIFTY-THIRD DAY–MONDAY, APRIL 18, 2011

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 430
HCS#2 for HB 609
HCS for HB 111
HCS for HBs 223 & 231
HB 591-Lichtenegger, et al
HCS for HB 407

HB 211-Koenig, et al
HCS for HB 697
HB 257-Cox, et al
HCS for HB 555
HB 357-Leara
HCS for HB 464

THIRD READING OF SENATE BILLS

SCS for SB 11-McKenna (In Fiscal Oversight)
SJR 10-Lembke and Green (In Fiscal Oversight)
SB 204-Dempsey, et al (In Fiscal Oversight)

SCS for SB 122-Schaaf (In Fiscal Oversight)
SS#2 for SCS for SB 320-Lamping (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SBs 408 & 80-Crowell, with SCS
2. SB 155-Rupp, with SCS
3. SB 52-Cunningham
4. SJR 12-Green
5. SB 326-Wasson
6. SB 270-Kraus, with SCS
7. SB 340-Wasson, with SCS
8. SB 260-Wasson, with SCS
9. SB 425-Goodman, with SCS
10. SB 400-Kraus, with SCS
11. SB 392-Rupp, with SCS
12. SB 403-Nieves
13. SB 329-Nieves
14. SB 353-Engler
15. SJR 16-Goodman, with SCS
16. SB 391-Lager
17. SB 253-Callahan and Cunningham, with SCS
18. SB 223-Mayer
19. SB 119-Schaefer
20. SB 150-Munzlinger
HOUSE BILLS ON THIRD READING

1. HCS for HB 45, with SCS (Pearce)
2. HB 270-Burlison and Swinger, with SCS
3. HCS for HBs 73 & 47, with SCS (Crowell)
4. HB 423-Burlison, et al
5. HCS for HBs 116 & 316, with SCS
   (Purgason)
6. HCS for HB 354
7. HB 204-Hoskins, et al
8. HB 307 & HB 812, with SCS
9. HB 798, HB 141, HB 153, HCS for HB 363, HB 415 & HB 813, with SCS (Lembke)
10. HCS for HB 338
11. HB 339-Pollock, et al (Lager)
12. HCS for HB 108, with SCA 1 (Curls)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SCS for SB 18-Schmitt

SS for SB 231-Lager

SENATE BILLS FOR PERFECTION

SBs 1 & 206-Ridgeway, with SCS & SA 1
   (pending)
SBs 7, 5, 74 & 169-Goodman, with SCS
SB 10-Rupp
SB 23-Keaveny, with SCS & SS for SCS
   (pending)
SB 25-Schaaf, with SCS & SS for SCS
   (pending)
SB 28-Brown
SB 37-Lembke, with SCS
SB 48-Wright-Jones, with SCS
SB 72-Kraus, with SS (pending)
SBs 88 & 82-Schaaf, with SCS & SA 1
   (pending)
SB 120-Stouffer, with SS (pending)
SB 130-Rupp, with SCS & SS for SCS
   (pending)
SB 175-Munzlinger, et al, with SA 1 (pending)
SB 176-Munzlinger, et al
SBs 189, 217, 246, 252 & 79-Schmitt, with SCS
SB 200-Crowell
SB 203-Schmitt, et al, with SS (pending)
SB 208-Lager
SB 209-Lager
SB 228-Pearce
SB 242-Cunningham, with SCS & SS for SCS
   (pending)
SB 247-Pearce, with SS (pending)
SB 264-Rupp, with SCS
SB 278-Munzlinger, et al
SB 280-Purgason, et al, with SCS & SS
   for SCS (pending)
SBs 291, 184 & 294-Pearce, with SCS & SA 4
   (pending)
SB 299-Munzlinger, with SCS (pending)
SBs 369 & 370-Cunningham, with SCS
SB 390-Schmitt, et al
SB 420-Mayer, with SCS
SJR 11-Munzlinger, with SCS
SJR 15-Nieves, et al
HOUSE BILLS ON THIRD READING

HCS for HB 14, with SCS (Schaefer)
HB 15-Silvey (Schaefer)

HCS for HB 61
HB 71-Nasheed, et al

CONSENT CALENDAR

House Bills

Reported 4/14

HB 749-Lasater, et al
HB 795-Kelley (126), et al
HB 182-Walton Gray, et al
HCS for HB 556
HB 388-Burlison, with SCS
HCS for HB 557

HCS for HB 631, with SCS
HB 738-Nasheed, et al, with SCS
HB 229-Curls and Leara
HB 142-Gatschenberger, with SCS
HB 186-Entlicher, et al, with SCS (Parson)

RESOLUTIONS

Reported from Committee

SR 179-Purgason
SCR 11-Wright-Jones

HCR 15-Brown (50), et al (Curls)

To be Referred

HCR 37-Franklin, et al