The Senate met pursuant to adjournment.

Senator Pearce in the Chair.

Reverend Carl Gauck offered the following prayer:

“The fear of the Lord is the beginning of Wisdom.” (Psalm 111:10)

Almighty God, we know that we live in a time where human knowledge expands at an ever faster rate. But we have also learned that knowledge is certainly different than wisdom. Wisdom comes from learning from our mistakes and mistakes of others. So give us humility to acknowledge to You our failures and repentance in them and learn to not do them again. And provide us guidance as we deal with complex issues and challenges that come before us. 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, Edward Jones and members of Senator Engler’s staff 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 Munzlinger offered Senate Resolution No. 841, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Bill Bushnell, Green City, which was adopted.

Senator Schmitt offered the following resolution:

SENATE RESOLUTION NO. 842

WHEREAS, the Missouri Senate recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the Missouri Senate has a long tradition of rendering assistance to those organizations that sponsor projects in the interest of good citizenship; and

WHEREAS, the 2011 Missouri Youth Leadership Forum for Students with Disabilities, sponsored by the Governor’s Council on Disability and the Missouri Planning Council for Developmental Disabilities, is an educational experience in state government for high school juniors and seniors with disabilities by allowing such youth to participate in the democratic process:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, Ninety-sixth General Assembly, hereby grant the 2011 Missouri Youth Leadership Forum for Students with Disabilities permission to use the Senate Chamber on Tuesday, July 26, 2011, from 12:30 p.m. to 3:30 p.m. for the purpose of holding a mock legislative session.

Senator Schmitt requested unanimous consent of the Senate that the rules be suspended for the purpose of taking SR 842 up for adoption, which request was granted.

On motion of Senator Schmitt, SR 842 was adopted.

REPORTS OF STANDING COMMITTEES

Senator Dempsey, 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 SJR 12, begs leave to report that it has examined the same and finds that the joint resolution has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Mayer referred HCR 42 to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Mayer referred SJR 12 to the Committee on Ways and Means and Fiscal Oversight.

HOUSE BILLS ON THIRD READING

HCS for HB 1, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund, and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of
State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

On motion of Senator Schaefer, **HCS for HB 1** 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          Pearce          Purgason
Richard        Ridgeway        Rupp          Schaaf          Schaefer          Schmitt          Stouffer        Wasson
Wright-Jones—33

**NAYS—Senators—None**

Absent—Senator Parson—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

**HCS for HB 2**, with **SCS**, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 2**, entitled:

**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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State
Treasurer, or Attorney General.

Was taken up.

Senator Kehoe assumed the Chair.

Senator Schaefer moved that SCS for HCS for HB 2 be adopted, which motion prevailed.

On motion of Senator Schaefer, SCS for HCS for HB 2 was read the 3rd time and passed by the following vote:

YEAS—Senators
Brown Callahan Chappelle-Nadal Cunningham Curls Dempsey Dixon Goodman
Green Justus Keaveny Kehoe Lager Lamping Lembke Mayer
McKenna Munzlinger Parson Pearce Richard Ridgeway Rupp Schaaf
Schaefer Schmitt Stouffer Wasson Wright-Jones—29

NAYS—Senators
Crowell Kraus Nieves Purgason—4

Absent—Senator Engler—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

HCS for HB 3, with SCS, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

SCS for HCS for HB 3, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that SCS for HCS for HB 3 be adopted, which motion prevailed.

On motion of Senator Schaefer, SCS for HCS for HB 3 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         Mayer       McKenna       Munzlinger  Nieves          Parson      Pearce    Richard
Ridgeway       Rupp        Schaefer      Schmitt     Stouffer        Wasson      Wright-Jones—32

NAYS—Senators
Crowell        Purgason—2

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

On motion of Senator Dempsey, the Senate recessed until 3:00 p.m.

RECESS

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

RESOLUTIONS

Senator Goodman offered Senate Resolution No. 843, regarding the One Hundred First Birthday of Vada Ottendorf, Marionville, which was adopted.

Senator Green offered Senate Resolution No. 844, regarding Robert G. Lowery, Sr., Florissant, which was adopted.

Senator Dixon offered Senate Resolution No. 845, regarding Ed Hirsch, Springfield, which was adopted.
Senator Munzlinger offered Senate Resolution No. 846, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Joseph Miles, Monroe City, which was adopted.

Senator Munzlinger offered Senate Resolution No. 847, regarding Ken Schuetz, which was adopted.

Senator Callahan offered Senate Resolution No. 848, regarding Rufus Little, which was adopted.

Senators Callahan and Green offered Senate Resolution No. 849, regarding the One Hundredth Anniversary of Pipefitters Local Union No. 533, Kansas City, which was adopted.

Senator Kehoe offered Senate Resolution No. 850, regarding Jefferson City Academic Center, which was adopted.

Senator Dixon offered Senate Resolution No. 851, regarding the One Hundredth Birthday of Mary W. Aull, Springfield, which was adopted.

**PRIVILEGED MOTIONS**

Senator Rupp moved that the Senate refuse to recede from its position on SS for HCS for HB 193 and grant the House a conference thereon, which motion prevailed.

**HOUSE BILLS ON THIRD READING**

**HCS for HB 4**, with SCS, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 4**, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schmitt assumed the Chair.

Senator Schaefer moved that SCS for HCS for HB 4 be adopted.

Senator Lembke offered SA 1:
SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 4, Page 14, Section 4.485, Lines 1-15, by striking said section from the bill; and amend section and bill totals accordingly.

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

Senator Schaefer moved that SCS for HCS for HB 4 be adopted, which motion prevailed.

On motion of Senator Schaefer, SCS for HCS for HB 4 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           Lager         Lamping        Mayer        McKenna
Pearce       Richard       Ridgeway         Rupp              Schaefer       Schmitt       Stouffer       Wasson
Wright-Jones—25

NAYS—Senators
Crowell      Kraus         Lembke         Nieves           Purgason       Schaaf—6

Absent—Senators
Kehoe        Munzlinger     Parson—3

Absent with leave—Senators—None
Vacancies—None

The President declared the bill passed.

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.

HCS for HB 5, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

SCS for HCS for HB 5, entitled:
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 Conservation, 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that SCS for HCS for HB 5 be adopted, which motion prevailed.

On motion of Senator Schaefer, SCS for HCS for HB 5 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 Lager Lamping Mayer
McKenna Pearce Richard Ridgeway Rupp Schaefer Schmitt Stouffer
Wasson Wright-Jones—26

NAYS—Senators
Crowell Kraus Lembke Nieves Purgason Schaaf—6

Absent—Senators
Munzlinger Parson—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

HCS for HB 6, with SCS, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 6**, entitled:

**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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that **SCS for HCS for HB 6** be adopted, which motion prevailed.

On motion of Senator Schaefer, **SCS for HCS for HB 6** was read the 3rd time and passed by the following vote:


**NAYS**—Senators: Crowell, Kraus, Lembke, Nieves, Purgason—5

Absent—Senators: Munzlinger, Parson—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

**HCS for HB 7, with SCS, entitled:**

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, 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 7, entitled:**

**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, 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that **SCS for HCS for HB 7** be adopted.

Senator Schaefer offered **SA 1**: 

**SENATE AMENDMENT NO. 1**

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 7, Page 11, Section 7.410, Lines 1-4, by deleting said section from the bill; and

Further amend bill totals accordingly.

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

Senator Schaefer moved that **SCS for HCS for HB 7**, as amended, be adopted, which motion prevailed.

On motion of Senator Schaefer, **SCS for HCS for HB 7**, as amended, 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

Mayer  McKenna  Nieves  Pearce  Richard  Ridgeway  Rupp  Schaefer
Fifty-Fifth Day—Wednesday, April 20, 2011

Schmitt  Stouffer  Wasson  Wright-Jones—28

NAYS—Senators
Crowell  Lembke  Purgason  Schaefer—4

Absent—Senators
Munzlinger  Parson—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

HCS for HB 8, with SCS, entitled:

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, 2011 and ending June 30, 2012.

Was taken up by Senator Schaefer.

SCS for HCS for HB 8, entitled:

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, 2011 and ending June 30, 2012.

Was taken up.

Senator Schaefer moved that SCS for HCS for HB 8 be adopted, which motion prevailed.

On motion of Senator Schaefer, SCS for HCS for HB 8 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
Mayer  McKenna  Nieves  Pearce  Richard  Ridgeway  Rupp  Schaaf
Schaefer  Schmitt  Stouffer  Wasson  Wright-Jones—29
The President declared the bill passed.
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.

**HCS for HB 9**, with **SCS**, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 9**, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that **SCS for HCS for HB 9** be adopted, which motion prevailed.

On motion of Senator Schaefer, **SCS for HCS for HB 9** 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
Mayer McKenna Nieves Pearce Richard Ridgeway Rupp Schaaf
Schaefer Schmitt Stouffer Wasson Wright-Jones—29

NAYS—Senators
Crowell Lembke Purgason—3

Absent—Senators
Munzlinger Parson—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.
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.

HCS for HB 10, with SCS, entitled:
An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

SCS for HCS for HB 10, entitled:
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 Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that SCS for HCS for HB 10 be adopted, which motion prevailed.
On motion of Senator Schaefer, SCS for HCS for HB 10 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    Lager      Lamping  Mayer
McKenna     Munzlinger   Nieves       Parson      Pearce   Richard   Ridgeway Rupp
Schaefer    Schmitt     Stouffer     Wasson      Wright-Jones—29

NAYS—Senators
Crowell    Kraus        Lembke       Purgason    Schaaf—5

Absent—Senators—None
Absent with leave—Senators—None
Vacancies—None

The President declared the bill passed.

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.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Mayer appointed the following conference committee to act with a like committee from the House on SS for HCS for HB 193: Senators Rupp, Crowell, Lager, Callahan and Wright-Jones.

HOUSE BILLS ON THIRD READING

HCS for HB 11, with SCS, entitled:

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

Senator Pearce assumed the Chair.

SCS for HCS for HB 11, entitled:

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 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that SCS for HCS for HB 11 be adopted.

Senator Schaaf offered SA 1:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 24, Section 11.505, Line 4, by deleting said line from the bill; and further amend section and bill totals accordingly.

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

Senator Lembke offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 17, Section 11.420, Lines 10-11, by striking said lines from the bill; and further amend section and bill totals accordingly.

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

Senator Schaefer moved that SCS for HCS for HB 11 be adopted, which motion prevailed.

On motion of Senator Schaefer, SCS for HCS for HB 11 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  Lager    Lamping  Mayer
McKenna    Munzlinger  Parson        Pearce      Richard  Ridgeway  Rupp  Schaefer
Schmitt    Stouffer    Wasson       Wright-Jones—28

NAYS—Senators
Crowell    Kraus       Lembke       Nieves      Purgason  Schaaf—6

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

**HCS for HB 12, with SCS, entitled:**

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, 2011 and ending June 30, 2012.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 12, entitled:**

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, 2011 and ending June 30, 2012.

Was taken up.

Senator Schaefer moved that **SCS for HCS for HB 12** be adopted.

Senator Lembke offered **SA 1:**

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 12, Page 12, Section 12.345, Line 8, by striking the number “$125,006,658” and inserting in lieu thereof the following number “$120,006,658” and amend section and bill totals accordingly.
Senator Lembke moved that the above amendment be adopted, which motion failed.

Senator Schaefer moved that SCS for HCS for HB 12 be adopted, which motion prevailed.

On motion of Senator Schaefer, SCS for HCS for HB 12 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
Mayer    McKenna     Munzlinger   Nieves       Parson     Pearce     Richard    Ridgeway
Rupp     Schaefer    Schmitt      Stouffer     Wasson     Wright-Jones—30

NAYS—Senators
Crowell  Lembke     Purgason    Schaaf—4

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

HCS for HB 13, with SCS, entitled:

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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

SCS for HCS for HB 13, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE 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, 2011 and ending June 30, 2012; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that SCS for HCS for HB 13 be adopted, which motion prevailed.

On motion of Senator Schaefer, SCS for HCS for HB 13 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
Mayer McKenna Munzlinger Nieves Parson Pearce Richard Ridgeway
Rupp Schaaf Schaefer Schmitt Stouffer Wasson Wright-Jones—31

NAYS—Senators
Crowell Lembke Purgason—3

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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.

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 Speaker appoints the following conference committee to act with a like committee from the Senate on SS for HCS for HB 193: Representatives Diehl, Cox, Loehner, Hubbard and Nasheed.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed HB 661, entitled:

An Act to repeal sections 425.010, 425.020, 425.025, 425.027, and 425.040, RSMo, and to enact in lieu thereof six new sections relating to debt adjusters, with an existing penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.
Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1008**, entitled:

An Act to amend chapter 226, RSMo, by adding thereto one new section relating to highway infrastructure improvement agreements.

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 708**, entitled:

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to choice of law.

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 828**, entitled:

An Act to repeal sections 290.210 and 290.220, RSMo, and to enact in lieu thereof two new sections relating to prevailing wages on public works projects, with an emergency clause.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

**INTRODUCTIONS OF GUESTS**

Senator Schaefer introduced to the Senate, Nancy Donohoo, Katherine Joslin, Penny Bemus, Jennifer Thorn, Allison Englander, Cari Wegge, Cheryl Hughes, Lisa Chill, Ryan Wittington, Claire Schenk, Kathleen Whaley and Joy Haven, representatives of Health Care Business Women’s Association.

Senator Brown introduced to the Senate, Gary Young, Tim Belshe and twenty-four eleventh grade students from Waynesville High School.

Senator Dempsey introduced to the Senate, Major Lonneal Richardson, Division Commander of the Midland Division and Major Charles Smith, Division Commander of the Western Missouri/Kansas Division, representatives of the Salvation Army.

Senator Schmitt introduced to the Senate, Missouri Teacher of the Year, Bob Becker, Kirkwood.

Senator Munzlinger introduced to the Senate, Dennis Miller, Emily and Dana Marshall, Dana, Samuel and Kevin Head and Mikaela Ann Myers, Homeschoolers from Kirksville.

Senator Justus introduced to the Senate, Elaine Forrest, Kelly Smith Scott, Joan LaBelle and Michelle Krajewski, representatives of the Whole Person-Center for Independent Living, Kansas City.

Senator Engler introduced to the Senate, Jim Meddle and Pat Jones, and representatives of Edward...
Senator McKenna introduced to the Senate, former State Senator Delbert Scott, Lowry City.

Senator Green introduced to the Senate, Principal Shane Opper, Coach Randy Reed, Assistants Steve Lee, Trevor Laney, Patrick Dougherty and members of the Class 5 State Champion McCluer North High School boys basketball team, B.J. Young, Caleb Bush, Tephon Lindsey, Toye Okunrinboye, Keaton Turner, Byron Ray, Latron Thomas, Jacari Finley, Damian Clemons, Tremayne Garrett, Galen Brown, Jordon Granger, Marcus Blair and Keith Jones, Florissant.

Senator Wright-Jones introduced to the Senate, Coleen Starkloff and Shawn D’Abreu, representatives of Paraquad, St. Louis.

On behalf of Senator Pearce, the President introduced to the Senate, Dr. Robert Tait, Grandview.

Senator Ridgeway introduced to the Senate, 2011 National Distinguished Principal, Dr. Chris Daniels, his wife, Rochel and their sons, Quinn and Creighton, North Kansas City.

Senator Richard introduced to the Senate, representatives of Southwest Missouri Pachyderms.

Senator Purgason introduced to the Senate, the Physician of the Day, Dr. Jenny Powell, M.D. and her husband Wes, Lebanon.

Senator Keaveny introduced to the Senate, MP Ismail Ozgun, MP Mehmet Salin Erdogan, Chief of Staff Ibrahim Tutar and Director Aydin Danaci, Niagara Foundation-Missouri.

Senator Green introduced to the Senate, Principal Tom Henke, Rose Sigears, parents and forty eighth grade students from St. Rose Philippine Duchesne School, Florissant; and Drew Mudd, Sydney Fischer, Bria Paxton and Sam Wiesler were made honorary pages.

Senator Wright-Jones introduced to the Senate, teachers, parents and fourth, fifth and sixth grade students from Soulard School, St. Louis.

Senator Chappelle-Nadal introduced to the Senate, Laura Wachsmuth, Chris Rensink and twenty fourth, fifth and sixth grade students from The Freedom School, University City; and Deeja Austell and Claude Gray were made honorary pages.

Senator Goodman introduced to the Senate, Kurt McDonald and Taylor Short, Josh Smith, Kyle Brack, Michah Zivkovich and Bret Williams, representatives of College of the Ozarks Young Republicans.

Senator Schaaf introduced to the Senate, eighth grade students from St. Therese, Parkville; and Jackson Johannes, Emma Ehlers and Emily Nissen were made honorary pages.

Senator Munzlinger introduced to the Senate, his wife Michele, Lewistown; and Mr. and Mrs. Jeff Otto, Novelty.

Senator Kehoe introduced to the Senate, Julie Allen, her husband Les Fortenberry and their son, Allen, Jefferson City.

Senator Dixon introduced to the Senate, Royce Reding and Mavis Busick, Springfield.

Senator Stouffer introduced to the Senate, students representing Pilot Grove FFA.

Senator Stouffer introduced to the Senate, students representing Boonville FFA.

On motion of Senator Dempsey, the Senate adjourned under the rules.
Fifty-Fifth Day—Wednesday, April 20, 2011

SENATE CALENDAR

FIFTY-SIXTH DAY—THURSDAY, APRIL 21, 2011

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HBs 300, 334 & 387
HB 656-Brandom, et al
HCS for HJR 5
HB 661-Wells, et al

HCS for HBs 300, 334 & 387
HB 1008-Long, et al
HB 708-Curtman, et al
HCS for HB 828

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)

SCS for SB 11-McKenna (In Fiscal Oversight)
SB 48-Wright-Jones
SCS for SB 270-Kraus
SCS for SB 340-Wasson
SJR 12-Green (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 260-Wasson, with SCS
2. SB 425-Goodman, with SCS
3. SB 400-Kraus, with SCS
4. SB 392-Rupp, with SCS
5. SB 403-Nieves
6. SB 329-Nieves
7. SB 353-Engler
8. SJR 16-Goodman, with SCS
9. SB 391-Lager
10. SB 253-Callahan and Cunningham, with SCS
11. SB 223-Mayer
12. SB 119-Schaefer
13. SB 150-Munzlinger

HOUSE BILLS ON THIRD READING

HB 270-Burlison and Swinger, with SCS
 (Dempsey) (In Fiscal Oversight)
HCS for HBs 73 & 47, with SCS (Crowell)
 (In Fiscal Oversight)
INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SCS for SB 18-Schmitt

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 52-Cunningham
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 155-Rupp, with SCS
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)
SB 326-Wasson
SBs 369 & 370-Cunningham, with SCS
SB 390-Schmitt, et al
SBs 408 & 80-Crowell, with SCS
SB 420-Mayer, with SCS
SJR 11-Munzlinger, with SCS
SJR 15-Nieves, et al, with SS (pending)

HOUSE BILLS ON THIRD READING

HCS for HB 61

HB 71-Nasheed, et al
HB 204-Hoskins, et al (Stouffer)  
HCS for HB 338 (Lager)  
HB 339-Pollock, et al, with SS (pending)  
           (Lager)  

HB 423-Burlison, et al (Nieves)  
HCS for HB 556  
HB 738-Nasheed, et al, with SCS (pending)  
           (Cunningham)  

BILLs IN CONFERENCE AND BILLs  
CARRYING REQUEST MESSAGES  

In Conference  
HCS for HB 193, with SS (Rupp)  

RESOLUTIONS  
Reported from Committee  
SR 179-Purgason  
SCR 11-Wright-Jones  

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