The Senate met pursuant to adjournment.

Senator Pearce in the Chair.

Reverend Carl Gauck offered the following prayer:

“Gracious God, help us this day to see this weekend away from the Senate as more than an extra day thrown in but a time that permits us to know the gift of Your love for each of us and the gift of life beyond life that You have in store for us. Turn our thoughts to the promise of new life daily and its meaning so we might do more good with our life each day. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Senator Dempsey announced that photographers from Missouri News Horizon and KRCG-TV 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
RESOLUTIONS

Senator Curls offered Senate Resolution No. 852, regarding Molly Buasri, Kansas City, which was adopted.

Senator Crowell offered Senate Resolution No. 853, regarding Dennis Wilson, Cape Girardeau, which was adopted.

Senator Crowell offered Senate Resolution No. 854, regarding Julia Unnerstall, Cape Girardeau, which was adopted.

Senator Crowell offered Senate Resolution No. 855, regarding Kristin Gill, Dexter, which was adopted.

Senator Crowell offered Senate Resolution No. 856, regarding Janet Brase, Jackson, which was adopted.

Senator Crowell offered Senate Resolution No. 857, regarding Steven J. Hoffman, Cape Girardeau, which was adopted.

Senator Crowell offered Senate Resolution No. 858, regarding the Sixty-fifth Wedding Anniversary of Mr. and Mrs. Albert Walther, Jackson, which was adopted.

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

Mary Sharlene Morgan, as a member of the Well Installation Board;
Also,
Ted Hunt, as a member of the Crime Laboratory Review Commission;
Also,
Eric Latimer, as a member of the Missouri Fire Safety Advisory Board;
Also,
Cecilia Davis, as a member of the Child Abuse and Neglect Review Board;
Also,
Thomas McVeigh, as a member of the Missouri Planning Council for Developmental Disabilities.

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, which motion prevailed.

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 SS No. 2 for SCS for SB 320; SJR 10; HCS for HBs 73 and 47, with SCS; HB 270, with SCS; and HCS for HBs 116 and 36, with SCS, begs leave to report that it has considered the same and recommends that the bills and joint resolution do pass.

THIRD READING OF SENATE BILLS

SJR 10, introduced by Senators Lembke, Green and Dixon, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2 and 9 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to members of the House of Representatives.

Was taken up by Senator Lembke.

On motion of Senator Lembke, SJR 10 was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown Chappelle-Nadal Crowell Cunningham Dempsey Dixon Engler Goodman

Green Keaveny Kehoe Kraus Lamping Lembke Mayer McKenna

Nieves Pearce Schmitt Stouffer Wasson—21

NAYS—Senators

Callahan Curls Justus Lager Munzlinger Parson Purgason Richard

Ridgeway Schaaf Schaefer Wright-Jones—12

Absent—Senator Rupp—1

Absent with leave—Senators—None

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Lembke, title to the joint resolution was agreed to.

Senator Lembke moved that the vote by which the joint resolution passed be reconsidered.

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

SS No. 2 for SCS for SB 320, introduced by Senator Lamping, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 320

An Act to repeal sections 43.545, 211.031, 452.375, 455.010, 455.020, 455.027, 455.035, 455.038, 455.040, 455.050, 455.060, 455.085, 455.200, 455.501, 455.505, 455.513, 455.516, 455.520, 455.523, 455.538, 455.540, 455.543, 527.290, 565.074, 589.683, 595.100, and 595.220, RSMo, and to enact in lieu thereof twenty-seven new sections relating to domestic violence, with penalty provisions.

Was taken up.
On motion of Senator Lamping, SS No. 2 for SCS for SB 320 was read the 3rd time and passed by the following vote:

**YEAS—Senators**


**NAYS—Senators—None**

Absent—Senator Rupp—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

**SB 48**, introduced by Senator Wright-Jones, entitled:

An Act to amend chapter 393, RSMo, by adding there to one new section relating to deposits required by public utilities.

Was taken up.

On motion of Senator Wright-Jones, SB 48 was read the 3rd time and passed by the following vote:

**YEAS—Senators**


**NAYS—Senators—None**

Absent—Senator Rupp—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.
On motion of Senator Wright-Jones, title to the bill was agreed to.
Senator Wright-Jones 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 270**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENBATE BILL NO. 270**

An Act to repeal section 115.123, RSMo, and to enact in lieu thereof one new section relating to dates for conducting elections.

Was taken up by Senator Kraus.

On motion of Senator Kraus, **SCS for SB 270** was read the 3rd time and passed by the following vote:

**YEAS—Senators**
Crowell Cunningham Dempsey Dixon Engler Goodman Green Kehoe
Kraus Lager Lembke Mayer McKenna Nieves Purgason Ridgeway
Schaff Stouffer Wasson—19

**NAYS—Senators**
Brown Callahan Chappelle-Nadal Curls Justus Keaveny Lamping Munzlinger
Parson Pearce Richard Schaefer Schmitt Wright-Jones—14

Absent—Senator Rupp—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Kraus, title to the bill was agreed to.
Senator Kraus 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 340**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENBATE BILL NO. 340**


Was taken up by Senator Wasson.

On motion of Senator Wasson, **SCS for SB 340** 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    Schaad    Schaefer    Schmitt    Stouffer    Wasson
Wright-Jones—33

NAYS—Senators—None

Absent—Senator Rupp—1

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.

CONCURRENT RESOLUTIONS

SCR 11, introduced by Senator Wright-Jones, entitled:

SENATE CONCURRENT RESOLUTION NO. 11

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

Was taken up for 3rd reading and final passage.

On motion of Senator Wright-Jones, SCR 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    Kraus    Lager    Lamping
Lembke    Mayer    McKenna    Munzlinger    Nieves    Parson    Pearce    Purgason
Richard    Ridgeway    Schaad    Schaefer    Schmitt    Stouffer    Wasson    Wright-Jones—32

NAYS—Senators—None

Absent—Senators

Crowell    Rupp—2

Absent with leave—Senators—None

Vacancies—None
The President declared the concurrent resolution passed.
On motion of Senator Wright-Jones, title to the concurrent resolution was agreed to.
Senator Wright-Jones moved that the vote by which the concurrent resolution passed be reconsidered.
Senator Dempsey moved that motion lay on the table, which motion prevailed.
President Pro Tem Mayer assumed the Chair.

REPORTS OF STANDING COMMITTEES

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 SB 84, begs leave to report that it has considered the same and recommends that the bill do pass.
Also,
Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred HCS for HB 83, begs leave to report that it has considered the same and recommends that the bill do pass.
Also,
Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred HB 109, begs leave to report that it has considered the same and recommends that the bill do pass.
Also,
Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred HCS for HB 136, begs leave to report that it has considered the same and recommends that the bill do pass.
Also,
Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred HB 149, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.
Also,
Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred HB 217, begs leave to report that it has considered the same and recommends that the bill do pass.
 Also,
Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred HCS for HB 220, begs leave to report that it has considered the same and recommends that the bill do pass.
Also,
Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred HCS for HB 465, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred HB 550, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Transportation, to which was referred SB 45, begs leave to report that it has considered the same and recommends that the bill 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 HJR 2, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred HB 442, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Pearce, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred SB 14, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Lembke, Chairman of the Committee on Governmental Accountability, submitted the following report:

Mr. President: Your Committee on Governmental Accountability, to which was referred HB 137, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred HCS for HBs 112 and 285, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, 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 HCR 11, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred HCR 34, begs leave to report that it has considered the same and recommends that the concurrent resolution
do pass.

Senator Pearce assumed the Chair.

**HOUSE BILLS ON SECOND READING**

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

- **HCS for HBs 300, 334 and 387**—Health, Mental Health, Seniors and Families.
- **HCS for HJR 5**—Agriculture, Food Production and Outdoor Resources.
- **HB 661**—Financial and Governmental Organizations and Elections.
- **HB 1008**—Transportation.
- **HB 708**—Judiciary and Civil and Criminal Jurisprudence.

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 Pro Tem Mayer.

**RESOLUTIONS**

Senator Lager offered Senate Resolution No. 859, regarding Chillicothe Middle School, which was adopted.

Senator Lager offered Senate Resolution No. 860, regarding Colton R. Shaw, Trenton, which was adopted.

Senator Lager offered Senate Resolution No. 861, regarding Michael A. Witten, Trenton, which was adopted.

Senator Dixon offered Senate Resolution No. 862, regarding High Street Baptist Church, Springfield, which was adopted.

Senator Rupp offered Senate Resolution No. 863, regarding Troy Buchanan High School, which was adopted.

Senator Rupp offered Senate Resolution No. 864, regarding Allyse Pagano, which was adopted.

Senator Engler offered Senate Resolution No. 865, regarding Karen Adams, which was adopted.

Senator Engler offered Senate Resolution No. 866, regarding Sharon Roney, which was adopted.

Senator Engler offered Senate Resolution No. 867, regarding Donald Serini, which was adopted.

Senator Engler offered Senate Resolution No. 868, regarding Lisa Cantrell, which was adopted.

Senator Engler offered Senate Resolution No. 869, regarding Barbara Lawson, which was adopted.

Senator Engler offered Senate Resolution No. 870, regarding Roosevelt Elementary School,
Farmington, which was adopted.

Senator Schmitt offered Senate Resolution No. 871, regarding W.W. Keysor Elementary School, Kirkwood, which was adopted.

Senator Schmitt offered Senate Resolution No. 872, regarding Crestwood Elementary School, St. Louis, which was adopted.

On motion of Senator Dempsey, the Senate recessed until 6:00 p.m.

RECESS

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

On motion of Senator Dempsey, the Senate recessed until 9:00 p.m.

RECESS

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

INTRODUCTIONS OF GUESTS

Senator Munzlinger introduced to the Senate, the Physician of the Day, Dr. Shahbaz A. Riaz, M.D., Hannibal.

Senator Kehoe introduced to the Senate, Reverend Greg Morrow, California; Arturo Rivera, Maribel Rivera, Ruth Rivera, Waleska Rodriguez, Gabriel Robles, Glorimar Escalera, Natalie Alicea, Paola Torres, Yafreysi Sanchez, Bradley Rios, Dinoshka Nieves, Edna Perez, Elvin Estrada, Hirania Carrasquillo, Ingrid Ramos, Karlos Carrasquillo, Maricarmen Pimentel, Desiree Cruz, Alex Parrilla and Edwin Matos, Puerto Rico.

Senator Lembke introduced to the Senate, students from Carondelet Leadership Academy, St. Louis.

On behalf of Senator Pearce, the President introduced to the Senate, teacher, Rebecca Neighbors, parents, Victor and Christi Kurtz, Leslie Schmidt, Nancy Gillihan, Linda Craig, Darrell Bennett and fourth grade students, Aisley Andrews, Jessica Bennett, Erin Gillihan, Hannah Halloway, Kaitlyn Kurtz, Connor Myers, Jackson Schmidt, Morgan Sword and Jessica Toler, Heartland Academy, Belton.

Senator Mayer introduced to the Senate, Tom Hyatt and David Hawthorn, Puxico.

Senator Lager introduced to the Senate, students from Cainsville Elementary School.

Senator Keaveny introduced to the Senate, Michael Sipes, Columbia.

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

Senator Schmitt introduced to the Senate, parents and twenty students from Twin Oaks Christian School, Ballwin.

On behalf of Senator Pearce, the President introduced to the Senate, Melinda Piper, Sheldon.

On motion of Senator Dempsey, the Senate adjourned until 2:00 p.m., Tuesday, April 26, 2011.
SENATE CALENDAR

FIFTY-SEVENTH DAY–TUESDAY, APRIL 26, 2011

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SCS for SB 11-McKenna
(In Fiscal Oversight)
SB 204-Dempsey, et al
(In Fiscal Oversight)

SCS for SB 122-Schaaf
(In Fiscal Oversight)
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
14. SB 84-Wright-Jones
15. SB 45-Wright-Jones
16. SB 14-Pearce, with SCS

HOUSE BILLS ON THIRD READING

1. HB 270-Burlison and Swinger, with SCS
   (Dempsey)
2. HCS for HBs 73 & 47, with SCS
   (Crowell)
3. HCS for HBs 116 & 316, with SCS
   (Purgason)
4. HB 229-Curls and Leara (Curls)
5. HB 142-Gatschenberger, with SCS
   (Dempsey)
6. HB 186-Entlicher, et al, with SCS
   (Parson)
7. HCS for HB 83 (Wasson)
9. HCS for HB 136 (Brown)
10. HB 149-Day, et al, with SCS (Brown)
11. HB 217-Dugger and Entlicher (Wasson)
12. HCS for HB 220 (Brown)
13. HCS for HB 465 (Wasson)
14. HB 550-Day (Pearce)
15. HJR 2-McGhee, et al (Goodman)
16. HB 442-Franz (Parson)
17. HB 137-Thompson, et al, with SCS
   (Pearce)
18. HCS for HBs 112 & 285, with SCS
   (Brown)
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 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)
BILL IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HCS for HB 193, with SS (Rupp)

RESOLUTIONS

Reported from Committee

SR 179-Purgason
HCR 15-Brown (50), et al (Curls)

HCR 11-Nolte, et al (Justus)
HCR 34-Hampton, et al (Munzlinger)