

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SECOND DAY—WEDNESDAY, FEBRUARY 29, 2012

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“O Lord...Thou art my God. My times are in thy hand.” (Psalm 31:14-15)

O Lord, we bring another day into our time frame so help us use it effectively. Help us take this extra time to firm up important relationships and do what we may have been putting off. Our lives and time are in Your hands and there we are capable of doing what is right and helpful, most loving and compelling. And on this day we pray for those who have lost property and life from the tornadoes that touched down in Branson. Bring comfort to the injured and guidance for those who are there to help. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Callahan	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—33

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Cunningham offered Senate Resolution No. 1563, regarding Donnie L. Burns, St. Charles, which was adopted.

Senator Engler offered Senate Resolution No. 1564, regarding Lawrence J. Naeger, which was adopted.

INTRODUCTION OF BILLS

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

SB 856—By Rupp.

An Act to amend chapter 287, RSMo, by adding thereto one new section relating to the Missouri Employers Mutual Insurance Company.

SB 857—By Brown.

An Act to repeal section 57.280, RSMo, and to enact in lieu thereof one new section relating to funds for sheriffs.

SB 858—By Schaaf.

An Act to repeal section 630.175, RSMo, and to enact in lieu thereof one new section relating to mental health facility safety provisions.

SB 859—By Nieves.

An Act to repeal sections 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof seven new sections relating to mixed martial arts.

SB 860—By Nieves.

An Act to amend chapter 320, RSMo, by adding thereto eight new sections relating to fire sprinkler contractors.

SB 861—By Purgason.

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to effects on Missouri in the event of a sudden breakdown in the authority of the federal government, with an emergency clause.

SB 862—By Engler.

An Act to repeal section 34.057, RSMo, and to enact in lieu thereof one new section relating to payment of public works contracts.

SB 863—By Wright-Jones.

An Act to repeal section 210.853, RSMo, and to enact in lieu thereof one new section relating to parenting plans upon a finding of paternity.

SB 864—By Wright-Jones.

An Act to repeal sections 191.710 and 210.105, RSMo, and to enact in lieu thereof two new sections relating to rehospitalizations of premature infants.

SB 865—By Pearce.

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to University of

Missouri extension districts.

SB 866—By Lembke.

An Act to repeal sections 287.902, 287.905, 287.907, 287.909, 287.910, 287.912, 287.915, 287.917, 287.919, and 287.920, RSMo, and to enact in lieu thereof one new section relating to the privatization of the Missouri employers mutual insurance company, with an effective date for certain sections.

SB 867—By Lembke.

An Act to repeal section 105.470, RSMo, and to enact in lieu thereof one new section relating to ethics.

SB 868—By Kehoe.

An Act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to the Missouri emergency response commission.

SB 869—By Kehoe, Richard, Engler, Wasson, Wright-Jones, Schaefer, Dempsey and Green.

An Act to repeal sections 386.370, 393.135, and 620.010, RSMo, and to enact in lieu thereof five new sections relating to public utilities, with an emergency clause.

SB 870—By Lamping.

An Act to amend chapter 337, RSMo, by adding thereto one new section relating to school social workers.

SB 871—By Lamping.

An Act to repeal sections 455.015, 455.020, 455.030, 455.032, 455.035, 455.040, 455.045, 455.050, 455.060, 455.080, 455.085, 455.503, 455.505, 455.513, 455.520, 455.523, 455.538, 527.290, 565.072, 565.073, and 565.074, RSMo, and to enact in lieu thereof twenty-one new sections relating to domestic violence, with existing penalty provisions.

Senator Schmitt assumed the Chair.

REPORTS OF STANDING COMMITTEES

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 were referred **SCS** for **SB 655** and **SCS** for **SB 648**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCR 8**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

SENATE BILLS FOR PERFECTION

Senator Engler moved that **SB 690** be taken up for perfection, which motion prevailed.

On motion of Senator Engler, **SB 690** was declared perfected and ordered printed.

Senator Parson moved that **SB 578** be taken up for perfection, which motion prevailed.

On motion of Senator Parson, **SB 578** was declared perfected and ordered printed.

Senator Dixon moved that **SB 562**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 562**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 562

An Act to repeal section 37.005, RSMo, and to enact in lieu thereof one new section relating to the transfer of property by the governing boards of certain state universities, with an emergency clause.

Was taken up.

Senator Dixon moved that **SCS** for **SB 562** be adopted.

Senator Pearce assumed the Chair.

Senator Green offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 562, Page 5, Section 37.005, Line 149, by inserting after the following: “assembly.” the following: “**Notwithstanding the provisions of section 174.630 to the contrary, the board of governors of Truman State University shall be required to follow the procedures of subsection 12 of this section to convey or otherwise transfer the title to or other interest in real property.**”.

Senator Green moved that the above amendment be adopted.

At the request of Senator Green, **SA 1** was withdrawn.

Senator Dixon moved that **SCS** for **SB 562** be adopted, which motion prevailed.

On motion of Senator Dixon, **SCS** for **SB 562** was declared perfected and ordered printed.

Senator Dixon moved that **SB 563**, with **SCS**, be taken up for perfection, which motion prevailed.

Senator Schmitt assumed the Chair.

SCS for **SB 563**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 563

An Act to repeal section 174.450, RSMo, and to enact in lieu thereof one new section relating to the governing board of Missouri State University, with an emergency clause.

Was taken up.

Senator Dixon moved that **SCS** for **SB 563** be adopted.

Senator Lager offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 563, Page 1, In the Title, Line 3, by striking

“the governing board of Missouri State University” and inserting in lieu thereof the following: “governing boards of state universities”; and

Further amend said bill, page 1, section A, line 2, by inserting immediately after said line the following:

“174.332. 1. Notwithstanding the provisions of section 174.050 to the contrary, the board of regents of Northwest Missouri State University shall be composed of nine members, eight of whom shall be voting members and one who shall be a nonvoting member. Not more than four voting members shall belong to any one political party. **Not more than two voting members shall be residents of the same county.** The appointed members of the board serving on August 28, 2008, shall continue to serve until the expiration of the terms for which the appointed members were appointed and until such time a successor is duly appointed.

2. The board of regents shall be appointed as follows:

(1) Six voting members shall be residents of the university’s historic statutory service region, as described in section 174.010 and modified by section 174.250, provided at least one member shall be a resident of Nodaway County;

(2) Two voting members shall be residents of a county in the state that is outside the university’s historic statutory service region, as described in section 174.010 and modified by section 174.250, provided these two members shall not be appointed from the same congressional district; and

(3) One nonvoting member shall be a full-time student of the university, a United States citizen, and a resident of Missouri.

3. A majority of the voting members of the board shall constitute a quorum for the transaction of business; however, no appropriation of money nor any contract that shall require any appropriation or disbursement of money shall be made, nor teacher employed or dismissed, unless a majority of the voting members of the board vote for the same.

4. Except as specifically provided in this section, the appointments and terms of office for the voting and nonvoting members of the board, and all other duties and responsibilities of the board, shall comply with the provisions of state law regarding boards of regents.”; and

Further amend said bill, page 3, section B, lines 1-2, by striking “the governing board of Missouri State University” and inserting in lieu thereof the following: “governing boards of state universities”; and

Further amend the title and enacting clause accordingly.

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

Senator Dixon moved that **SCS** for **SB 563**, as amended, be adopted, which motion prevailed.

On motion of Senator Dixon, **SCS** for **SB 563**, as amended, was declared perfected and ordered printed.

Senator Engler moved that **SB 736** be taken up for perfection, which motion prevailed.

On motion of Senator Engler, **SB 736** was declared perfected and ordered printed.

Senator Parson moved that **SB 568**, with **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SCS for **SB 568** was again taken up.

Senator Parson moved that **SCS** for **SB 568** be adopted, which motion failed.

SB 568 was taken up.

On motion of Senator Parson, **SB 568** was declared perfected and ordered printed.

Senator Brown moved that **SB 621**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SCS** for **SB 621** was again taken up.

President Pro Tem Mayer assumed the Chair.

At the request of Senator Brown, **SB 621**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

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 were referred **SB 568**; **SB 736**; **SCS** for **SB 563**; **SCS** for **SB 562**; **SB 578**; and **SB 690**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

February 29, 2012

To the Senate of the 96th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Ashton Raffety as the student representative of the Northwest Missouri State University Board of Regents, submitted to you on February 22, 2012. Line 1 should be amended to read:

Ashton Raffety, 33707 S. State Route O, Drexel, Bates County, Missouri 64742, as a

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

February 29, 2012

To the Senate of the 96th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Kevin Magnan as the student representative of the Southeast Missouri State University Board of Regents, submitted to you on February 22, 2012. Line 1 should be amended to read:

Kevin Magnan, 10828 Bailey School Road, Festus, Jefferson County, Missouri 63028, as

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

President Pro Tem Mayer referred the above addendums to the Committee on Gubernatorial Appointments.

On motion of Senator Dempsey, the Senate recessed until 4:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Stouffer.

INTRODUCTION OF BILLS

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

SB 872—By Justus.

An Act to repeal sections 32.057, 105.478, 115.631, 130.028, 130.031, 142.909, 142.911, 143.1001, 143.1003, 149.200, 168.071, 188.030, 190.621, 191.905, 191.914, 193.315, 194.410, 194.425, 195.005, 195.010, 195.015, 195.016, 195.017, 195.025, 195.030, 195.040, 195.050, 195.060, 195.080, 195.100, 195.110, 195.130, 195.135, 195.140, 195.150, 195.180, 195.190, 195.195, 195.198, 195.202, 195.204, 195.211, 195.212, 195.213, 195.214, 195.217, 195.218, 195.219, 195.222, 195.223, 195.226, 195.233, 195.235, 195.241, 195.242, 195.246, 195.248, 195.252, 195.254, 195.256, 195.275, 195.280, 195.285, 195.291, 195.292, 195.295, 195.296, 195.367, 195.369, 195.371, 195.375, 195.417, 195.418, 195.420, 195.501, 195.503, 195.505, 195.507, 195.509, 195.511, 195.515, 196.979, 197.266, 197.326, 198.015, 198.070, 198.097, 198.158, 205.965, 210.165, 214.410, 217.360, 217.385, 217.400, 217.405, 217.542, 217.543, 217.692, 221.025, 221.111, 221.353, 252.235, 260.207, 260.208, 260.211, 260.212, 260.379, 270.260, 276.421, 276.536, 277.180, 285.306, 285.308, 287.128, 287.129, 288.250, 288.395, 301.390, 301.400, 301.401, 301.559, 301.640, 302.015, 302.020, 302.060, 302.321, 302.500, 302.605, 302.700, 302.705, 302.710, 302.727, 302.745, 302.750, 302.755, 302.780, 303.024, 303.025, 304.070, 306.110, 306.111, 306.112, 306.114, 306.116, 306.117, 306.118, 306.119, 306.141, 306.420, 311.325, 313.004, 313.040, 313.290, 313.550, 313.660, 313.830, 317.018, 320.089, 320.161, 324.1142, 324.1148, 334.250, 335.096, 338.195, 338.315, 338.370, 354.320, 362.170, 367.031, 367.045, 374.210, 374.216, 374.702, 374.757, 374.789, 375.310, 375.537, 375.720, 375.786, 375.991, 375.1176, 375.1287, 380.391, 382.275, 389.653, 407.020, 407.095, 407.420, 407.436, 407.521, 407.536, 407.544, 407.740, 407.1082, 407.1252, 411.260, 411.287, 411.371, 411.517, 411.770, 413.229, 429.012, 429.013, 429.014, 436.485, 443.810, 443.819, 453.110, 455.085, 455.538, 476.055, 542.402, 544.665, 556.011, 556.016, 556.021, 556.022, 556.026, 556.036, 556.037, 556.041, 556.046, 556.051, 556.056, 556.061, 556.063, 557.016, 557.021, 557.026, 557.031, 557.035, 557.036, 557.041, 557.046, 558.011, 558.016, 558.018, 558.019, 558.026, 558.031, 558.041, 558.046, 559.012, 559.021, 559.036, 559.100, 559.105, 559.106, 559.107, 559.110, 559.115, 559.120, 559.125, 559.600, 559.604, 559.633, 560.011, 560.016, 560.021, 560.026, 560.031, 560.036, 561.016, 561.021, 561.026, 562.011, 562.016, 562.031, 562.036, 562.041, 562.051, 562.056, 562.061, 562.066, 562.071, 562.076, 562.086, 563.021, 563.026, 563.033, 563.046, 563.051, 563.056, 563.061, 563.070, 564.011, 564.016, 565.002, 565.004, 565.020, 565.021, 565.023, 565.024, 565.025, 565.030, 565.032, 565.035, 565.040, 565.050, 565.060, 565.063, 565.065, 565.070, 565.072, 565.073,

565.074, 565.075, 565.080, 565.081, 565.082, 565.083, 565.084, 565.085, 565.086, 565.090, 565.092, 565.095, 565.100, 565.110, 565.115, 565.120, 565.130, 565.140, 565.149, 565.150, 565.153, 565.156, 565.160, 565.163, 565.165, 565.169, 565.180, 565.182, 565.184, 565.186, 565.188, 565.190, 565.200, 565.210, 565.212, 565.214, 565.216, 565.218, 565.220, 565.225, 565.250, 565.252, 565.253, 565.255, 565.300, 565.350, 566.010, 566.013, 566.020, 566.023, 566.025, 566.030, 566.032, 566.034, 566.040, 566.060, 566.062, 566.064, 566.067, 566.068, 566.070, 566.083, 566.086, 566.090, 566.093, 566.095, 566.100, 566.111, 566.135, 566.140, 566.141, 566.145, 566.147, 566.148, 566.149, 566.150, 566.151, 566.153, 566.155, 566.203, 566.206, 566.209, 566.212, 566.213, 566.215, 566.218, 566.221, 566.224, 566.226, 566.265, 567.010, 567.020, 567.030, 567.040, 567.050, 567.060, 567.070, 567.080, 567.085, 567.087, 567.110, 567.120, 568.010, 568.020, 568.030, 568.032, 568.040, 568.045, 568.050, 568.052, 568.060, 568.065, 568.070, 568.080, 568.090, 568.100, 568.110, 568.120, 568.175, 569.010, 569.020, 569.025, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.070, 569.072, 569.080, 569.090, 569.094, 569.095, 569.097, 569.099, 569.100, 569.120, 569.130, 569.140, 569.145, 569.150, 569.155, 569.160, 569.170, 569.180, 570.010, 570.020, 570.030, 570.033, 570.040, 570.050, 570.055, 570.070, 570.080, 570.085, 570.087, 570.090, 570.100, 570.103, 570.110, 570.120, 570.123, 570.125, 570.130, 570.135, 570.140, 570.145, 570.150, 570.155, 570.160, 570.170, 570.180, 570.190, 570.200, 570.210, 570.215, 570.217, 570.219, 570.220, 570.222, 570.223, 570.224, 570.225, 570.226, 570.230, 570.235, 570.240, 570.241, 570.245, 570.255, 570.300, 570.310, 570.380, 571.010, 571.014, 571.015, 571.017, 571.020, 571.030, 571.045, 571.050, 571.060, 571.063, 571.070, 571.072, 571.080, 571.085, 571.087, 571.093, 571.095, 571.101, 571.102, 571.104, 571.107, 571.111, 571.114, 571.117, 571.121, 571.150, 572.010, 572.020, 572.030, 572.040, 572.050, 572.060, 572.070, 572.110, 572.120, 573.010, 573.013, 573.020, 573.023, 573.025, 573.030, 573.035, 573.037, 573.040, 573.050, 573.052, 573.060, 573.065, 573.090, 573.100, 573.500, 573.509, 573.528, 573.531, 574.010, 574.020, 574.030, 574.040, 574.050, 574.060, 574.070, 574.075, 574.085, 574.105, 574.115, 575.020, 575.021, 575.030, 575.040, 575.050, 575.060, 575.070, 575.080, 575.090, 575.100, 575.110, 575.120, 575.130, 575.145, 575.150, 575.153, 575.159, 575.160, 575.170, 575.180, 575.190, 575.195, 575.200, 575.205, 575.206, 575.210, 575.220, 575.230, 575.240, 575.250, 575.260, 575.270, 575.280, 575.290, 575.300, 575.310, 575.320, 575.350, 575.353, 576.010, 576.020, 576.030, 576.040, 576.050, 576.060, 576.070, 576.080, 577.001, 577.005, 577.006, 577.010, 577.012, 577.017, 577.019, 577.020, 577.021, 577.023, 577.026, 577.029, 577.031, 577.037, 577.039, 577.041, 577.049, 577.051, 577.052, 577.054, 577.060, 577.065, 577.068, 577.070, 577.071, 577.073, 577.075, 577.076, 577.080, 577.090, 577.100, 577.105, 577.110, 577.150, 577.155, 577.160, 577.161, 577.201, 577.203, 577.206, 577.208, 577.211, 577.214, 577.217, 577.221, 577.500, 577.505, 577.510, 577.515, 577.520, 577.525, 577.530, 577.600, 577.602, 577.604, 577.606, 577.608, 577.610, 577.612, 577.614, 577.625, 577.628, 577.675, 577.680, 578.008, 578.009, 578.012, 578.018, 578.021, 578.023, 578.024, 578.025, 578.027, 578.028, 578.029, 578.030, 578.050, 578.075, 578.095, 578.100, 578.105, 578.106, 578.110, 578.120, 578.150, 578.151, 578.152, 578.153, 578.154, 578.173, 578.176, 578.200, 578.205, 578.210, 578.215, 578.220, 578.225, 578.250, 578.255, 578.260, 578.265, 578.300, 578.305, 578.310, 578.315, 578.320, 578.325, 578.330, 578.350, 578.353, 578.360, 578.363, 578.365, 578.375, 578.377, 578.379, 578.381, 578.383, 578.385, 578.387, 578.389, 578.390, 578.405, 578.407, 578.409, 578.412, 578.414, 578.416, 578.418, 578.420, 578.421, 578.425, 578.430, 578.433, 578.437, 578.445, 578.450, 578.500, 578.501, 578.502, 578.503, 578.510, 578.520, 578.525, 578.530, 578.570, 578.614, 589.425, 610.125, 630.155, 630.165, 660.250, 660.255, 660.260, 660.261, 660.263, 660.265, 660.270, 660.275, 660.280, 660.285, 660.290, 660.295, 660.300, 660.305, 660.310, 660.315, 660.317, 660.320, 660.321, and 701.320, RSMo, and to enact in lieu thereof seven

hundred eight new sections for the sole purpose of restructuring the Missouri criminal code, with penalty provisions.

SB 873—By Lembke.

An Act to repeal section 339.501, RSMo, and to enact in lieu thereof one new section relating to real estate appraisers.

SB 874—By McKenna.

An Act to repeal section 67.2815, RSMo, and to enact in lieu thereof one new section relating to property assessment clean energy.

SB 875—By Goodman.

An Act to repeal section 208.010, RSMo, and to enact in lieu thereof one new section relating to personal funeral trust accounts.

SB 876—By Kehoe and Parson.

An Act to repeal section 311.180, RSMo, and to enact in lieu thereof two new sections relating to beer wholesalers.

SB 877—By Mayer.

An Act to amend chapter 23, RSMo, by adding thereto one new section relating to the reporting by each state department of the number of employees within each department.

SB 878—By Mayer.

An Act to repeal sections 287.067, 287.120, 287.220, 287.715, and 287.800, RSMo, and to enact in lieu thereof five new sections relating to workers' compensation, with an emergency clause.

SB 879—By Wasson.

An Act to repeal section 301.193, RSMo, and to enact in lieu thereof one new section relating to the issuance of certain motor vehicle titles to insurers who purchase motor vehicles through the claims adjustment process.

SB 880—By Wasson.

An Act to repeal section 334.735, RSMo, and to enact in lieu thereof one new section relating to physician assistants.

Senator Dempsey requested unanimous consent of the Senate to suspend Senate Rule 49 for the purpose of printing **SB 872**, which request was granted.

SENATE BILLS FOR PERFECTION

At the request of Senator Schaaf, **SB 727** was placed on the Informal Calendar.

At the request of Senator Engler, **SB 710**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Pearce, **SB 635**, with **SCS**, was placed on the Informal Calendar.

SB 717 was placed on the Informal Calendar.

At the request of Senator Crowell, **SJR 37** was placed on the Informal Calendar.

Senator Goodman moved that **SB 699**, with **SCS**, be taken up for perfection, which motion prevailed.
SCS for SB 699, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
 SENATE BILL NO. 699

An Act to repeal sections 221.105, 559.016, 559.036, 559.100, and 559.115, RSMo, and to enact in lieu thereof eight new sections relating to criminal offenders under the supervision of the department of corrections, with penalty provisions.

Was taken up.

Senator Goodman moved that **SCS for SB 699** be adopted.

Senator Goodman offered **SS for SCS for SB 699**, entitled:

SENATE SUBSTITUTE FOR
 SENATE COMMITTEE SUBSTITUTE FOR
 SENATE BILL NO. 699

An Act to repeal sections 221.105, 559.016, 559.036, 559.100, and 559.115, RSMo, and to enact in lieu thereof eight new sections relating to criminal offenders under the supervision of the department of corrections, with penalty provisions.

Senator Goodman moved that **SS for SCS for SB 699** be adopted.

Senator Dempsey offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 699, Page 10, Section 217.718, Line 4, by inserting after the word “reimbursement” the following:

“, if the reimbursement is less than the actual cost to the county jail or other institution,”.

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

Senator Crowell offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 699, Page 12, Section 221.105, Line 16, by inserting immediately after said line the following:

“556.001. 1. There is hereby created the “Joint Committee on the Missouri Criminal Code”. The committee shall be composed of eleven members as follows:

(1) Three members of the senate, to be appointed by the president pro tem of the senate, one of whom shall represent the minority party;

(2) Three members of the house of representatives, to be appointed by the speaker of the house of representatives, one of whom shall represent the minority party;

(3) A representative of the Missouri attorney general;

(4) A representative of the Missouri state public defender system;

(5) A representative of victims of crime, to be appointed by the governor;

(6) A representative of the governor; and

(7) A supreme court judge, or his or her designee, as selected by the Missouri supreme court.

2. The committee shall study and receive testimony on Missouri's criminal statutes in order to investigate how to harmonize, organize, and revise the laws to ensure they are up-to-date, consistent and effective in protecting public safety.

3. The committee shall submit a report to the general assembly by December 31, 2012, and such report shall contain any recommendations of the committee for statutory revisions to the Missouri criminal code and other statutes relating to the criminal justice system.

4. The provisions of this section shall expire on January 1, 2013.”; and

Further amend the title and enacting clause accordingly.

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

Senator Goodman moved that **SS for SCS for SB 699**, as amended, be adopted, which motion prevailed.

On motion of Senator Goodman, **SS for SCS for SB 699**, as amended, was declared perfected and ordered printed.

RESOLUTIONS

Senator Brown offered Senate Resolution No. 1565, regarding Ivy Miller, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 1566, regarding Thomas Maerz, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 1567, regarding Michael Sumpter, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 1568, regarding Paula Britton, Cuba, which was adopted.

Senator Brown offered Senate Resolution No. 1569, regarding Wenyu Zhou, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 1570, regarding Kathryn Isbell, Rolla, which was adopted.

Senator Brown offered Senate Resolution No. 1571, regarding Amanda Holmes, Rolla, which was adopted.

Senators Dempsey and Rupp offered Senate Resolution No. 1572, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. James “Jim” Bennett, St. Charles, which was adopted.

Senator Engler offered Senate Resolution No. 1573, regarding Reverend and Mrs. Larry E. Sprous, Farmington, which was adopted.

Senator Lager offered Senate Resolution No. 1574, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. James Schmitz, Ravenwood, which was adopted.

Senator Lager offered Senate Resolution No. 1575, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Gerald Johnson, Trenton, which was adopted.

Senator Lager offered Senate Resolution No. 1576, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Jim Galbreath, Barnard, which was adopted.

Senator Wasson offered Senate Resolution No. 1577, regarding Kassie Hyde, Marshfield, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Keaveny introduced to the Senate, Angela Turner Quigless, St. Louis.

Senator Pearce introduced to the Senate, representatives of Missouri International Education Day from around the world.

Senator Munzlinger introduced to the Senate, Coaches Kevin Powell, Errol Hooper, Matt Whisler and members of the Kirksville High School Wrestling team: Tyler Gregory, Clay Darr, Garrett Bedford, Aric Ludwig, Mitch Kriegshauser, Jordan Kissick, Tre Stewart, Kade Proctor, Austin Dovin, TJ Tingley, Dorian Sneddon, Chris Schulte, Will Krause, Nick Ferry, Gavin Somirin, Kylan Easley, Kaleb Cox, Joe Brawner, Evan Aljundi, Justin Vanhooose, Austin Roper, Travis Lang, Makenna Cook, Chris Hooper, Ethan Rentschler, Jesse Griffel, Logan Summers, Ivan McVay, Matt Kelly and Branden Beeler.

Senator Wasson introduced to the Senate, the Physician of the Day, Dr. David Redfern, M.D., Rogersville.

Senator Schmitt introduced to the Senate, representatives of the Missouri Ambulatory Surgery Center Association.

Senator Brown introduced to the Senate, Dr. Lee Parks and Dr. Michael Hunt, Rolla.

Senator Schmitt introduced to the Senate, Lauren Lane, Tiffany Mori, Erin Swinney, Pam Swaney, Kate Rouzer, Elliott Geolat, Glen Horiuchi and Chris Howard, representatives of the St. Louis Ballet Company.

Senator Schaefer introduced to the Senate, Rick Meyer and members of the MU Ag Alumni Association.

Senator Curls introduced to the Senate, Colonel Kevin Masters, Kansas City Police Department.

Senator Pearce introduced to the Senate, Calin Tapp, Rebecca McIntosh and Samantha Dane, representatives of Missouri NEA.

Senator Kehoe introduced to the Senate, his daughter, Carol, Jefferson City.

Senator Pearce introduced to the Senate, members of the Missouri Cattleman's Association.

Senator Lembke introduced to the Senate, Katy Eardley and her children, Toby, Lizzy and Ely, South County.

Senator Schmitt introduced to the Senate, Brent Wiley, George Restovich, Dan Genovese, Troy Walton, Jon Carmody, John Allen and Dan Walsh, St. Louis.

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

SENATE CALENDAR

THIRTY-THIRD DAY—THURSDAY, MARCH 1, 2012

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 830-Wasson	SB 856-Rupp
SB 831-Wasson	SB 857-Brown
SB 832-Wasson	SB 858-Schaaf
SB 833-Ridgeway	SB 859-Nieves
SB 834-Mayer and Parson	SB 860-Nieves
SB 835-Kehoe	SB 861-Purgason
SB 836-Schaaf	SB 862-Engler
SB 837-Dempsey	SB 863-Wright-Jones
SB 838-Richard	SB 864-Wright-Jones
SB 839-Lembke	SB 865-Pearce
SB 840-Ridgeway	SB 866-Lembke
SB 841-Ridgeway	SB 867-Lembke
SB 842-Lamping	SB 868-Kehoe
SB 843-Lamping	SB 869-Kehoe, et al
SB 844-Lamping	SB 870-Lamping
SB 845-Keaveny	SB 871-Lamping
SB 846-Engler	SB 872-Justus
SB 847-Rupp and Dempsey	SB 873-Lembke
SB 848-Rupp	SB 874-McKenna
SB 849-Purgason	SB 875-Goodman
SB 850-Purgason	SB 876-Kehoe and Parson
SB 851-Crowell	SB 877-Mayer
SB 852-Crowell	SB 878-Mayer
SB 853-Crowell	SB 879-Wasson
SB 854-Mayer	SB 880-Wasson
SB 855-Schaaf	SJR 51-Lembke

HOUSE BILLS ON SECOND READING

HCS for HJR 43	HB 1039-Leara
HB 1135-Smith (150), et al	HB 1099-Fitzwater, et al
HCS for HB 1140	HB 1100-Fitzwater, et al
HB 1036-Dugger	HB 1105-Day

HCS for HB 1311	HB 1041-Thomson
HCS for HB 1329	HCS for HB 1059
HB 1219-Elmer, et al	HB 1107-Dugger, et al
HB 1104-Schoeller and Smith (150)	HB 1112-Gosen
HB 1075-Sater	HB 1128-Largent
HB 1093-Elmer, et al	HB 1188-Allen, et al
HB 1141-Gatschenberger, et al	HB 1347-Franz
HB 1156-Rowland, et al	HCS for HB 1457
HB 1179-Hampton, et al	HB 1517-Nolte, et al
HB 1185-Parkinson and Kelley (126)	HCS for HJR 41
HB 1250-Ruzicka, et al	HCS for HBs 1186 & 1147
HB 1251-Ruzicka	HCS for HB 1308
HB 1269-Brattin, et al	HCS for HB 1442
HB 1103-Crawford and Wyatt	HB 1131-Fisher
HB 1192-Koenig, et al	HB 1441-Fisher

THIRD READING OF SENATE BILLS

SCS for SB 655-Green, et al	SCS for SB 563-Dixon
SCS for SB 648-Dempsey	SCS for SB 562-Dixon, et al
SB 568-Parson	SB 578-Parson
SB 736-Engler	SB 690-Engler

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 438-Mayer	SB 577-Goodman and Rupp, with SCS
SB 439-Mayer, with SCS	SB 589-Kraus, with SCS (pending)
SB 442-Stouffer, with SCS	SB 591-Parson, with SCS & SA 1 (pending)
SB 457-Schmitt, with SCS & SS for SCS (pending)	SB 596-Brown, with SCS
SB 465-Schaaf	SB 621-Brown, with SCS & SS for SCS (pending)
SB 470-Dixon, with SCS	SB 635-Pearce, with SCS
SB 474-Kraus, with SCS & SA 1 (pending)	SB 710-Engler, et al, with SCS
SB 479-Crowell	SB 717-Stouffer
SB 480-Stouffer, with SCS	SB 727-Schaaf
SB 492-Crowell, with SS (pending)	SB 749-Lamping, with SS & SA 1 (pending)
SB 547-Purgason	SJR 29-Lamping, with SS & SA 1 (pending)
SBs 553 & 435-Brown, with SCS, SS for SCS & SA 1 (pending)	SJR 37-Crowell

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 773-Parson, with HA 2 & HA 3

RESOLUTIONS

Reported from Committee

SCR 16-Stouffer

HCR 8-Guernsey, et al (Munzlinger)

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