

Journal of the Senate

FIRST REGULAR SESSION

THIRTY-EIGHTH DAY—MONDAY, MARCH 25, 2013

The Senate met pursuant to adjournment.

Senator Pearce in the Chair.

Reverend Carl Gauck offered the following prayer:

“Give thanks to the Lord, for he is good: his mercy endures forever.” (Psalm 118:1)

We do give You thanks and praise, O Lord, for our Spring Break that we have had and now return refreshed, refashioned and ready to do the work that is set before us. May we use the time here to be about the work that You would have us do. So guide and direct our days so our time is used effectively and is helpful for the people we serve. 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 Journals for Thursday, March 14, 2013 and Friday, March 22, 2013 were read and approved.

President Kinder assumed the Chair.

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

Present—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman
Justus	Keaveny	Kehoe	Kraus	Lager	Lamping	LeVota	Libla
McKenna	Munzlinger	Nasheed	Nieves	Parson	Pearce	Richard	Romine
Rupp	Sater	Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford
Walsh	Wasson—34						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Emery offered Senate Resolution No. 546, regarding Dakota A. Saylor, which was adopted.

Senator Schmitt offered Senate Resolution No. 547, regarding the Ninetieth Birthday of Michael Weiss, Creve Coeur, which was adopted.

Senator Schmitt offered Senate Resolution No. 548, regarding Michael Paul Klussman, which was adopted.

Senator Munzlinger offered Senate Resolution No. 549, regarding Robert E. and Mona M. Brown, Louisiana, which was adopted.

Senator Brown offered Senate Resolution No. 550, regarding Walmart Transportation, Saint James, which was adopted.

Senator Lamping offered Senate Resolution No. 551, regarding Jeremy Stuart Craft, which was adopted.

Senator Lamping offered Senate Resolution No. 552, regarding Adam Donovan Michael Craft, which was adopted.

Senator Lamping offered Senate Resolution No. 553, regarding Alexander Nicholas Craft, which was adopted.

Senator Lamping offered Senate Resolution No. 554, regarding the Seventy-fifth Anniversary of the March of Dimes, which was adopted.

Senator Lager offered Senate Resolution No. 555, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Buster Newberry, Parnell, which was adopted.

Senator Lager offered Senate Resolution No. 556, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Roger Heck, Maitland, which was adopted.

Senator Lamping offered Senate Resolution No. 557, regarding Herbert W. Young, Overland, which was adopted.

THIRD READING OF SENATE BILLS

SS for SCS for SB 241, introduced by Senator Lager, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 241

An Act to repeal sections 67.1830, 67.1836, 67.1838, and 67.1842, RSMo, and to enact in lieu thereof nineteen new sections relating to infrastructure facilities deployment.

Was taken up.

On motion of Senator Lager, **SS for SCS for SB 241** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curly	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	LeVota	Libla	McKenna

Munzlinger	Nasheed	Nieves	Parson	Pearce	Richard	Romine	Rupp
Sater	Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh
Wasson—33							

NAYS—Senators—None

Absent—Senator Dempsey—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

SENATE BILLS FOR PERFECTION

At the request of Senator Schaefer, **SJR 14**, with **SCS**, was placed on the Informal Calendar.

Senator Schaefer moved that **SB 72** be taken up for perfection, which motion prevailed.

Senator Schmitt assumed the Chair.

On motion of Senator Schaefer, **SB 72** was declared perfected and ordered printed.

At the request of Senator Dixon, **SB 65**, with **SCS**, was placed on the Informal Calendar.

Senator Kraus moved that **SB 116**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 116**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 116

An Act to repeal sections 115.156, 115.159, 115.275, 115.277, 115.278, 115.281, 115.283, 115.287, 115.291, and 115.292, RSMo, and to enact in lieu thereof twenty-six new sections relating to voting procedures for uniformed services and overseas voters, with penalty provisions.

Was taken up.

Senator Kraus moved that **SCS** for **SB 116** be adopted.

Senator Kraus offered **SS** for **SCS** for **SB 116**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 116

An Act to repeal sections 115.139, 115.156, 115.159, 115.275, 115.277, 115.278, 115.281, 115.283, 115.287, 115.291, 115.292, 115.425, 115.541, and 115.585, RSMo, and to enact in lieu thereof thirty new

sections relating to voting procedures for uniformed services and overseas voters, with penalty provisions.

Senator Kraus moved that **SS** for **SCS** for **SB 116** be adopted, which motion prevailed.

On motion of Senator Kraus, **SS** for **SCS** for **SB 116** was declared perfected and ordered printed.

Senator Keaveny moved that **SB 61**, with **SCA 1**, be taken up for perfection, which motion prevailed. **SCA 1** was taken up.

Senator Keaveny moved that the above committee amendment be adopted.

At the request of Senator Keaveny, **SB 61**, with **SCA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

March 19, 2013

To the Senate of the 97th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Aimee Gromowsky, Democrat, 2306 Red Bridge Terrace, Kansas City, Jackson County, Missouri 64131, as a member of the Jackson County Sports Complex Authority, for a term ending July 15, 2017, and until her successor is duly appointed and qualified; vice, Stephen R. Bough, withdrawn.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

March 19, 2013

To the Senate of the 97th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

James Mintert, 30 Wynnston Woods Court, Wentzville, Saint Charles County, Missouri 63385, as a member of the Missouri State Board of Accountancy, for a term ending July 1, 2016, and until his successor is duly appointed and qualified; vice, John P. Tvrđik, term expired.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

March 19, 2013

To the Senate of the 97th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

John J. Sheehan, 3138 Williamsburg Way, Jefferson City, Cole County, Missouri 65109, as a member of the Missouri State Board of

Accountancy, for a term ending July 1, 2017, and until his successor is duly appointed and qualified; vice, Venable M. Houts, term expired.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

President Pro Tem Dempsey referred the above appointments to the Committee on Gubernatorial Appointments.

REPORTS OF STANDING COMMITTEES

Senator Richard, 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 **SB 72**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Dempsey referred **HCR 16** and **HCR 19** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

President Pro Tem Dempsey referred **HB 55**, with **SCS**, to the Committee on Governmental Accountability and Fiscal Oversight.

INTRODUCTIONS OF GUESTS

Senator Curls introduced to the Senate, Bob Kendrick, Kansas City.

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

SENATE CALENDAR

THIRTY-NINTH DAY—TUESDAY, MARCH 26, 2013

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SJR 23-Cunningham

SJR 24-Emery

HOUSE BILLS ON SECOND READING

HJR 8-Solon, et al

HJR 16-McCaherty, et al

HJR 4-Neth, et al
 HCS for HB 473
 HCS for HB 117
 HCS for HB 457

HB 409-Love and Remole
 HB 64-Burlison, et al
 HB 85-Kelley (127), et al
 HCS for HB 233

THIRD READING OF SENATE BILLS

SB 72-Schaefer

SENATE BILLS FOR PERFECTION

- | | |
|-----------------------------|----------------------------------|
| 1. SB 35-Wallingford | 14. SB 257-Silvey and Justus |
| 2. SB 178-Schaaf, with SCS | 15. SB 83-Parson, with SCS |
| 3. SB 186-Brown, with SCS | 16. SB 112-Rupp and Richard |
| 4. SB 230-Brown, et al | 17. SB 265-Nieves and Cunningham |
| 5. SB 252-Kraus | 18. SB 2-Rupp, with SCS |
| 6. SB 222-Lamping | 19. SB 82-Schaefer, with SCS |
| 7. SB 350-Dempsey | 20. SB 254-Pearce, with SCS |
| 8. SB 147-Wasson, with SCS | 21. SB 142-Sifton |
| 9. SB 161-Pearce | 22. SB 126-Sater, with SCS |
| 10. SB 262-Curls | 23. SB 261-Rupp |
| 11. SB 211-Rupp | 24. SB 229-Brown, with SCS |
| 12. SB 258-LeVota, with SCS | 25. SB 87-Schaaf, with SCS |
| 13. SB 242-Kehoe | |

HOUSE BILLS ON THIRD READING

HB 55-Flanigan and Allen, with SCS
 (Schaefer) (In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------|-------------------------------------|
| SB 3-Rupp, with SA 1 (pending) | SB 61-Keaveny, with SCA 1 (pending) |
| SB 13-Schaefer, with SCS | SB 65-Dixon, with SCS |
| SB 21-Dixon | SB 207-Kehoe, et al, with SCS |
| SB 22-Dixon | SB 292-Rupp |
| SB 48-Lamping | SJR 14-Schaefer, et al, with SCS |

CONSENT CALENDAR

Senate Bills

Reported 3/14

SB 287-Rupp, with SCS
SB 324-Wallingford, with SCS
SB 248-Wasson, with SCS
SB 329-Brown
SB 342-Parson, et al
SB 302-Wasson, with SCS
SB 303-Wasson
SB 304-Wasson
SB 305-Wasson, with SCS
SB 306-Wasson

SB 330-Wasson
SB 370-Wasson
SB 235-Cunningham
SBs 289 & 314-Sifton, with SCS
SB 170-Chappelle-Nadal
SB 188-Romine
SB 245-Justus
SB 327-Dixon
SB 66-Dixon
SB 376-Sater, with SCS

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