

# Journal of the Senate

FIRST REGULAR SESSION

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**FORTIETH DAY—WEDNESDAY, MARCH 27, 2013**

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The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Let the days speak, and many years teach wisdom. But it is the spirit in a man, the breath of the Almighty, that makes him understand.”  
(Job 32:7-8)

Help us, O Lord, to always be open to Your teachings and make ourselves available to learn Your Word. We pray for Your constant presence, and Your never failing grace that never fails us. And when it is hard for us to persist, Your spirit will prompt us to keep us on the path that makes good things happen. 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	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 Dempsey offered Senate Resolution No. 575, regarding Barb Griffith, Saint Charles, which was

adopted.

Senator Nieves offered Senate Resolution No. 576, regarding Taylor Marie Mueller, Wildwood, which was adopted.

Senator Nieves offered Senate Resolution No. 577, regarding Joseph Leo Mueller, Wildwood, which was adopted.

Senator Nieves offered Senate Resolution No. 578, regarding Brittani Danielle Jones, Wildwood, which was adopted.

### **CONCURRENT RESOLUTIONS**

Senator Keaveny offered the following concurrent resolution:

#### SENATE CONCURRENT RESOLUTION NO. 14

WHEREAS, the state of Missouri has executed 353 people since becoming a state, and 47 more currently sit on death row; and

WHEREAS, a team assembled by the American Bar Association, in its review of the death penalty in Missouri, found the state in compliance with only 9 out of 95 best practices to ensure that innocent people are not executed; and

WHEREAS, several people have been wrongfully convicted of murder in the state because of eyewitness misidentification, false confessions, and untruthful jailhouse informant testimony; and

WHEREAS, other states, including Illinois in 2011, have abolished the death penalty and noted the significant number of people on death row who were later found innocent; and

WHEREAS, the state's deputy public defender has testified that abolishing the death penalty would alleviate attorney shortages within the state's public defender system without the need for additional appropriations because staff members currently assigned to capital cases could be reassigned to other divisions; and

WHEREAS, death penalty cases cost the underfunded Missouri state public defender system 7 to 10 times more to defend than other murder cases; and

WHEREAS, a comparison of the costs of death penalty cases to other murder cases in the state of Kansas found that costs of adjudicating the death penalty cases exceeded the costs of other homicide cases by 70 percent; and

WHEREAS, a study in Florida determined the state would save \$51 million each year if it abolished the death penalty; and

WHEREAS, the death penalty has been ranked by a national survey of police chiefs as the least effective tool for reducing violent crime and eighty-eight percent of criminologists have found the death penalty does not curtail incidents of murder; and

WHEREAS, a comprehensive study of the costs of the death penalty is necessary to determine how much this ineffective public policy is costing the state of Missouri in these times of significant budgetary shortages; and

WHEREAS, Section 23.170, RSMo, requires the Oversight Division of the Committee on Legislative Research to conduct audits as directed by any concurrent resolution duly adopted by the General Assembly:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-seventh General Assembly, First Regular Session, the House of Representatives concurring therein, hereby direct the Oversight Division of the Committee on Legislative Research to study the costs, both direct and indirect, born by county and state governments in the prosecution and defense of at least ten cases filed on or after January 1, 1990, in which a death sentence was sought and was imposed and compare such costs to the costs of an equal number of first degree murder cases filed on or after January 1, 1990, in which a death sentence was not sought and the defendant was sentenced to life without the possibility for parole, and an equal number of first degree murder cases filed on or after January 1, 1990, in which a death sentence was sought, but the defendant was sentenced to life without the possibility for parole at the conclusion of a sentencing phase. The comparison shall include, as estimated by the Oversight Division to be related to the cases, the costs of staff salaries, benefits, contracts for assistance, and operating expenses for: the attorney general's office; the department of corrections, including costs related to housing inmates sentenced to death and carrying out the death penalty; prosecuting and circuit attorneys, including expenses in preparing for the presentation of aggravating and mitigating circumstances with respect to sentencing proceedings in death penalty cases, expert witness fees, and additional investigations; the Missouri state public defender system; and the supreme court, courts of appeals, and circuit courts; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution to the Oversight Division of the Committee on Legislative Research.

### 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 **SCS** for **SJR 14**, 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.

### SENATE BILLS FOR PERFECTION

Senator Wallingford moved that **SB 35** be taken up for perfection, which motion prevailed.

Senator Pearce assumed the Chair.

On motion of Senator Wallingford, **SB 35** was declared perfected and ordered printed.

Senator Schaaf moved that **SB 178**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 178**, entitled:

#### SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 178

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

Was taken up.

Senator Schaaf moved that **SCS** for **SB 178** be adopted.

Senator Schaefer offered **SA 1**:

#### SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 178, Page 1, In the Title, Line 3, by striking all of said line and inserting in lieu thereof the following: “to mental health facilities.”; and

Further amend page 1, Section A, line 2, by inserting after all of said line the following:

“56.700. 1. The prosecuting attorney in each county of the second, third, or fourth class, **or any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants**, which contains a mental health facility able to serve at least eighty persons on an overnight, inpatient basis at any one time, and which is operated by the state department of mental health, division of psychiatric services, **or the University of Missouri**, may employ an assistant prosecuting attorney to assist in carrying out the duties of the office of prosecuting attorney relating to mental health and mental health facilities. The assistant prosecuting attorney authorized by this subsection shall be in addition to any other assistant prosecuting attorney authorized by law. The assistant prosecuting attorney employed under this subsection shall receive an annual compensation of fifteen thousand dollars payable out of the state treasury from funds appropriated for that purpose.

2. The county counselor or circuit attorney in each county of the first class with a charter form of government containing part of a city with a population of over four hundred fifty thousand and in each city

not within a county may employ an assistant county counselor or circuit attorney to assist in carrying out the duties of the office of the county counselor or circuit attorney relating to mental health and mental health facilities. The assistant authorized by this subsection shall be in addition to any other assistants authorized by law. The assistant county counselor or circuit attorney employed under this subsection shall receive an annual compensation of fifteen thousand dollars payable out of the state treasury from funds appropriated for that purpose.

3. The prosecuting attorney in each county of the second, third, or fourth class, **or any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants**, which contains a mental health facility able to serve at least eighty persons on an overnight, inpatient basis at any one time, and which is operated by the state department of mental health, division of psychiatric services, **or the University of Missouri**, may employ additional investigative and clerical personnel to assist in carrying out the duties of the office of prosecuting attorney relating to mental health and mental health facilities. The investigative and clerical personnel authorized by this subsection shall be in addition to any other personnel authorized by law. The compensation for such additional investigative and clerical personnel, not to exceed a total of fifteen thousand dollars annually for each eligible county, shall be paid out of the state treasury from funds appropriated for that purpose.

4. The county counselor or circuit attorney in each county of the first class with a charter form of government containing part of a city with a population of over four hundred fifty thousand and in each city not within a county may employ additional investigative and clerical personnel to assist in carrying out the duties of the office of the county counselor or circuit attorney relating to mental health and mental health facilities. The investigative and clerical personnel authorized by this subsection shall be in addition to any other personnel authorized by law. The compensation for such additional investigative and clerical personnel, not to exceed a total of fifteen thousand dollars annually for each eligible county or city not within a county, shall be paid out of the state treasury from funds appropriated for that purpose.”; and

Further amend the title and enacting clause accordingly.

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

Senator Schaaf moved that **SCS** for **SB 178**, as amended, be adopted, which motion prevailed.

On motion of Senator Schaaf, **SCS** for **SB 178**, as amended, was declared perfected and ordered printed.

Senator Brown moved that **SB 186**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 186**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 186

An Act to repeal sections 194.350 and 194.360, RSMo, and to enact in lieu thereof two new sections relating to unclaimed veterans' remains.

Was taken up.

Senator Brown moved that **SCS** for **SB 186** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **SB 186** was declared perfected and ordered printed.

Senator Brown moved that **SB 230** be taken up for perfection, which motion prevailed.

On motion of Senator Brown, **SB 230** was declared perfected and ordered printed.

At the request of Senator Kraus, **SB 252** was placed on the Informal Calendar.

Senator Lamping moved that **SB 222** be taken up for perfection, which motion prevailed.

On motion of Senator Lamping, **SB 222** was declared perfected and ordered printed.

At the request of Senator Dempsey, **SB 350** was placed on the Informal Calendar.

Senator Wasson moved that **SB 147**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 147**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 147

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to prescription eye drop refills.

Was taken up.

Senator Wasson moved that **SCS** for **SB 147** be adopted, which motion prevailed.

Senator Kehoe assumed the Chair.

On motion of Senator Wasson, **SCS** for **SB 147** was declared perfected and ordered printed.

Senator Pearce moved that **SB 161** be taken up for perfection, which motion prevailed.

On motion of Senator Pearce, **SB 161** was declared perfected and ordered printed.

Senator Curls moved that **SB 262** be taken up for perfection, which motion prevailed.

Senator Curls offered **SS** for **SB 262**, entitled:

SENATE SUBSTITUTE FOR  
SENATE BILL NO. 262

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to the reimbursement of covered health care services provided through telemedicine, with an effective date.

Senator Curls moved that **SS** for **SB 262** be adopted.

Senator Schaaf offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 262, Page 1, In the Title, Line 3 of said title, by striking the word "covered"; and further amend line 4 of said title, by striking the following: "provided through telemedicine"; and further amend line 5 of said title, by inserting immediately after the word "date" the following: "for a certain section"; and

Further amend said bill, page 4, section 376.1900, line 12 of said page, by inserting immediately after said line the following:

**"376.2020. 1. For purposes of this section, the following terms shall mean:**

**(1) "Enrollee", shall have the same meaning ascribed to it in section 376.1350;**

- (2) “Health care provider”, shall have the same meaning ascribed to it in section 376.1350;
- (3) “Health care service”, shall have the same meaning ascribed to it in section 376.1350;
- (4) “Health carrier”, shall have the same meaning ascribed to it in section 376.1350.

2. No provision in a contract in existence or entered into, amended, or renewed on or after August 28, 2013, between a health carrier and a health care provider shall be enforceable if such contractual provision prohibits, conditions, or in any way restricts any party to such contract from disclosing to an enrollee, patient, potential patient, or such person’s parent or legal guardian, the contractual payment amount for a health care service if such payment amount is less than the health care provider’s usual charge for the health care service, and if such contractual provision prevents the determination of the potential out-of-pocket cost for the health care service by the enrollee, patient, potential patient, parent or legal guardian.”; and

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

Senator McKenna raised the point of order that **SA 1** is out of order as it goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

President Pro Tem Dempsey took the point of order under advisement, which placed **SB 262**, with **SS**, **SA 1** and the point of order (pending) on the Informal Calendar.

### MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 191** and **182**, entitled:

An Act to amend chapter 348, RSMo, by adding thereto two new sections relating to the Missouri Angel Investment Incentive Act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 222**, entitled:

An Act to amend chapters 67 and 144, RSMo, by adding thereto two new sections relating to tax incentives for technology business facilities and data storage centers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

### 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 35**, 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 **SCS** for **SJR 14** to the Committee on Governmental Accountability and Fiscal Oversight.

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

**RECESS**

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

**SENATE BILLS FOR PERFECTION**

Senator Rupp moved that **SB 211** be taken up for perfection, which motion prevailed.

Senator Rupp offered **SA 1**:

**SENATE AMENDMENT NO. 1**

Amend Senate Bill No. 211, Page 2, Section 167.803, Line 16, by inserting immediately after the word “by” the following: “**a**”; and

Further amend said bill and section, page 3, line 58, by inserting immediately after the word “a” the following: “**charter**”.

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

Senator Rupp offered **SA 2**:

**SENATE AMENDMENT NO. 2**

Amend Senate Bill No. 211, Page 3, Section 167.803, Line 68, by inserting at the end of said line the following: “**Coordination, delegation, and supervision of care shall be performed by a school nurse or other qualified health care professional.**”; and

Further amend said bill, page 5, section 167.815, line 1, by striking the word “shall” and inserting in lieu thereof the following: “**may**”; and further amend line 2, by striking the following: “, and the diabetes”; and further amend lines 3-10, by striking all of said lines and inserting in lieu thereof the following: “**If the school does not have a full-time nurse or does not have a trained diabetes care professional, the parents of the student may agree with the district to send the student to another school within the district that has a full-time nurse or trained diabetes care professional. Nothing in this section shall exceed or conflict with the provisions of the Individuals with Disabilities Education Act or Section 504 of the Rehabilitation Act.**”.

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

Senator Parson offered **SA 3**, which was read:

**SENATE AMENDMENT NO. 3**

Amend Senate Bill No. 211, Page 6, Section 167.824, Line 13, by inserting after all of said section and line, the following:

“Section 1. The Missouri state training center for the D.A.R.E. program shall develop the curriculum and certification requirements for school resource officers. At a minimum, school resource officers must complete forty hours of basic school resource officer training to include legal operations within an educational environment, intruder training and planning, juvenile law, and any other relevant topics relating to the job and functions of a school resource officer.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

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

On motion of Senator Rupp, **SB 211**, as amended, was declared perfected and ordered printed.

Senator Curls moved that **SB 262**, with **SS**, **SA 1** and the point of order (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator McKenna, the point of order was withdrawn.

**SA 1** was again taken up.

Senator Schaaf moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Emery, Justus, Lamping and Schaefer.

Senator Schaaf offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO  
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 262, Page 1, Section 376.2020, Line 20, by striking the words “in existence or”.

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

**SA 1**, as amended, was again taken up.

Senator Schaaf moved that the above amendment be adopted, which motion failed by the following vote:

YEAS—Senators

Brown	Emery	Holsman	Kehoe	Kraus	Lager	Lamping	Nieves
Parson	Richard	Schaaf	Schaefer—12				

NAYS—Senators

Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Justus	Keaveny	LeVota
Libla	McKenna	Munzlinger	Nasheed	Pearce	Romine	Rupp	Sater
Schmitt	Sifton	Silvey	Wallingford	Wasson—21			

Absent—Senator Walsh—1

Absent with leave—Senators—None

Vacancies—None

Senator Curls moved that **SS** for **SB 262** be adopted, which motion prevailed.

On motion of Senator Curls, **SS** for **SB 262** was declared perfected and ordered printed.

Photographers from KOMU-TV were given permission to take pictures in the Senate Chamber.

Senator Dempsey moved that **SB 350** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Kraus assumed the Chair.

On motion of Senator Dempsey, **SB 350** was declared perfected and ordered printed.

### **MESSAGES FROM THE HOUSE**

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 128**, entitled:

An Act to repeal sections 52.230 and 52.240, RSMo, and to enact in lieu thereof two new sections relating to property tax bills.

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 133**, entitled:

An Act to repeal section 375.246, RSMo, and to enact in lieu thereof one new section relating to reinsurance, with an effective date.

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 212**, entitled:

An Act to repeal sections 400.4A-108, 400.9-102, 400.9-307, 400.9-316, 400.9-317, 400.9-326, 400.9-406, 400.9-408, 400.9-502, 400.9-503, 400.9-515, 400.9-516, 400.9-518, and 400.2A-103, RSMo, and to enact in lieu thereof twenty-three new sections relating to secured transactions.

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 329**, entitled:

An Act to repeal sections 408.590, 408.592, and 408.600, RSMo, and to enact in lieu thereof two new sections relating to residential real estate loan violations reporting, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 163**, entitled:

An Act to repeal section 78.090, RSMo, and to enact in lieu thereof one new section relating to primary elections.

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 349**, entitled:

An Act to repeal section 301.130, RSMo, and to enact in lieu thereof one new section relating to license plates for property-carrying commercial motor vehicles.

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 184**, entitled:

An Act to repeal section 67.1010, RSMo, and to enact in lieu thereof one new section relating to the Pettis county transient guest tax.

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 196**, entitled:

An Act to repeal sections 100.293, 135.284, 135.800, 178.760, 178.761, 178.762, 178.763, 178.764, 178.892, 178.893, 178.894, 178.895, 178.896, 620.470, 620.472, 620.474, 620.475, 620.476, 620.478, 620.479, 620.480, 620.481, 620.482, 620.1881, and 620.1910, RSMo, and to enact in lieu thereof nine new sections relating to job training programs.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 301**, entitled:

An Act to repeal section 632.498, RSMo, and to enact in lieu thereof one new section relating to civil

commitment of sexually violent predators.

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 307**, entitled:

An Act to repeal section 321.015, RSMo, and to enact in lieu thereof one new section relating to fire protection districts.

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 312**, entitled:

An Act to repeal sections 174.700, 174.703, 174.706, and 544.157, RSMo, and to enact in lieu thereof six new sections relating to college or university police officers.

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 401**, entitled:

An Act to amend chapter 186, RSMo, by adding thereto one new section relating to the Missouri Advisory Boards and Commissions Association.

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 412**, entitled:

An Act to repeal section 348.521, RSMo, and to enact in lieu thereof one new section relating to agricultural loan guarantees.

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 432**, entitled:

An Act to repeal section 386.210, RSMo, and to enact in lieu thereof one new section relating to the

public service commission.

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 542**, entitled:

An Act to repeal section 196.311, RSMo, and to enact in lieu thereof one new section relating to eggs.

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 586**, entitled:

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to rodeos.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 591**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial bridge.

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 68**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to the designation of pancreatic cancer awareness month.

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 142**, entitled:

An Act to repeal section 393.1075, RSMo, and to enact in lieu thereof one new section relating to utilities, with a 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 **HCS** for **HB 159**, entitled:

An Act to repeal section 167.020, RSMo, and to enact in lieu thereof one new section relating to school district residency for children of certain military members, with a 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 346**, entitled:

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage for dental services.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

### **REPORTS OF STANDING COMMITTEES**

Senator Richard, 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 **SS** for **SB 262**; **SB 211**; **SB 230**; **SB 222**; **SCS** for **SB 186**; **SCS** for **SB 178**; **SB 161**; and **SCS** for **SB 147**, 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.

### **RESOLUTIONS**

Senator Dixon offered Senate Resolution No. 579, regarding Madison Harper, Springfield, which was adopted.

Senator LeVota offered Senate Resolution No. 580, regarding Leslie Cole, Raytown, which was adopted.

Senator Lamping offered Senate Resolution No. 581, regarding Brigitte Barnhart, which was adopted.

Senator Lamping offered Senate Resolution No. 582, regarding Christian Edward Wiese, which was adopted.

Senator Dixon offered Senate Resolution No. 583, regarding Anne Spence, Springfield, which was adopted.

### **INTRODUCTIONS OF GUESTS**

Senator Pearce introduced to the Senate, April Gramenz, Preston Moore, Christina Parle, Marie

Unterreiner, Kyle Shell, Alex Lindenbosch, Brad Banowertz, Kelli Miller, Joe Volz, Cecelia Britz, Lucas Pauley, Shari Bax, Katie Weber and Beth Rutt, representatives of University of Central Missouri Student Government Association, Warrensburg.

Senator Munzlinger introduced to the Senate, Dr. Rex Lee and Dr. Justin Puckett, Kirksville.

Senator Schaaf introduced to the Senate, Mike Deering, Columbia.

Senator Dempsey introduced to the Senate, Landen Scott, Columbia; and Landen was made an honorary page.

Senator Walsh introduced to the Senate, Jasonee Foster and her son Jeffrey Foster, III, St. Louis; and Jeffrey was made an honorary page.

Senator Lamping introduced to the Senate, Mayor Keith Krieg and Gigi Mahley, Frontenac; and Gigi was made an honorary page.

Senator Lamping introduced to the Senate, State Director Mary Elizabeth Grimes, Missouri March of Dimes, St. Louis.

Senator Schmitt introduced to the Senate, Maya Rideout, Fenton; and Maya was made an honorary page.

Senator Wallingford introduced to the Senate, Kelly Potter and her sons, Mike and Nick; and Christy Johnson and her son, Josh, Piedmont.

Senator Holsman introduced to the Senate, Aimee Gromowsky and Jackson County Legislator Theresa Garza Ruiz, Kansas City.

Senator Kehoe introduced to the Senate, Missouri State Trucking Association 2012 Drivers of the Month: Steven Fields, Danny Womack, Remy Braun, Jerry Pate, Daniel Willett, Ron Hoover, Glen Horack, Thomas Miller, Henry Grider, Michael Dye, Todd Bogatzke and Darvin Campbell; and Maintenance Honorees: Stacy Bradley, Don Smith, Rick Busse, Madison Bledsoe and Cody Jenkins.

Senator Dempsey introduced to the Senate, Arturo Latimer, St. Charles.

Senator Brown introduced to the Senate, former State Senator Dr. James Noland, Osage Beach.

Senator Dempsey introduced to the Senate, President Bob Gough and representatives of the State Pachyderm Club.

Senator Wallingford introduced to the Senate, Holly Lintner, Jim Roche and Brian Bollmann, Jackson; and Ryan Conway, St. Charles.

Senator Keaveny introduced to the Senate, Mayor Francis Slay, St. Louis.

Senator Sifton introduced to the Senate, Elise Herwig, St. Louis.

Senator Chappelle-Nadal introduced to the Senate, representatives of Hispanic Day.

Senator Rupp introduced to the Senate, his children, Noelle, Scottie, Hayley and Christian, Wentzville; and Noelle, Scottie, Hayley and Christian were made honorary pages.

Senator Nasheed introduced to the Senate, Martin Baker, St. Louis.

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

SENATE CALENDAR

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FORTY-FIRST DAY—THURSDAY, MARCH 28, 2013

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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

HCS for HBs 191 & 182

HCS for HB 222

HCS for HB 128

HB 133-Gosen, et al

HB 212-Cox, et al

HB 329-Dugger and Crawford

HB 163-Fitzpatrick and Dugger

HCS for HB 349

HB 184-Cox, et al

HB 196-Lauer, et al

HB 301-Engler

HB 307-Riddle, et al

HCS for HB 312

HCS for HB 401

HB 412-Reiboldt, et al

HB 432-Funderburk, et al

HB 542-Love, et al

HCS for HB 586

HB 591-Hubbard, et al

HB 68-Kelley (127), et al

HB 142-Dugger

HCS for HB 159

HB 346-Molendorp

THIRD READING OF SENATE BILLS

1. SS for SCS for SB 116-Kraus

(In Fiscal Oversight)

2. SCS for SJR 14-Schaefer, et al

(In Fiscal Oversight)

3. SB 35-Wallingford

4. SS for SB 262-Curls

5. SB 211-Rupp

6. SB 230-Brown, et al

7. SB 222-Lamping

8. SCS for SB 186-Brown

9. SCS for SB 178-Schaaf  
10. SB 161-Pearce

11. SCS for SB 147-Wasson

#### SENATE BILLS FOR PERFECTION

1. SB 258-LeVota, with SCS  
2. SB 242-Kehoe  
3. SB 257-Silvey and Justus  
4. SB 83-Parson, with SCS  
5. SB 112-Rupp and Richard  
6. SB 265-Nieves and Cunningham  
7. SB 2-Rupp, with SCS

8. SB 82-Schaefer, with SCS  
9. SB 254-Pearce, with SCS  
10. SB 142-Sifton  
11. SB 126-Sater, with SCS  
12. SB 261-Rupp  
13. SB 229-Brown, with SCS  
14. SB 87-Schaaf, with SCS

#### 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 13-Schaefer, with SCS  
SB 21-Dixon  
SB 22-Dixon  
SB 48-Lamping

SB 61-Keaveny, with SCA 1 (pending)  
SB 65-Dixon, with SCS  
SB 207-Kehoe, et al, with SCS  
SB 252-Kraus  
SB 292-Rupp

#### 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 302-Wasson, with SCS  
SB 305-Wasson, with SCS  
SB 306-Wasson  
SB 330-Wasson

SB 235-Cunningham  
SBs 289 & 314-Sifton, with SCS  
SB 188-Romine

SB 66-Dixon  
SB 376-Sater, with SCS

RESOLUTIONS

To be Referred

SCR 14-Keaveny

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