

# Journal of the Senate

FIRST REGULAR SESSION

---

**FIFTY-FOURTH DAY—MONDAY, APRIL 22, 2013**

---

The Senate met pursuant to adjournment.

Senator Pearce in the Chair.

Reverend Carl Gauck offered the following prayer:

“May integrity and uprightness preserve me for I wait for you.” (Psalm 25:21)

Almighty God, we return for another week, rested and ready for all that will call for our best as we will try to be upright mindful of what we are here to do. Let us be men and women of integrity as we serve our people addressing the issues that confront them and that call us to action. Bless us with wisdom and discernment so we may prove to be faithful. 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, April 18, 2013 and Friday, April 19, 2013 were read and approved.

Senator Richard announced photographers from KMIZ-TV were given permission to take pictures in the Senate Chamber.

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

Present—Senators

Brown	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—33

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The Lieutenant Governor was present.

President Kinder assumed the Chair.

### RESOLUTIONS

Senator Nasheed offered Senate Resolution No. 763, regarding Fred “Wimpy” Schaljo, Saint Louis, which was adopted.

Senator LeVota offered Senate Resolution No. 764, regarding Beth Vernon, which was adopted.

Senator LeVota offered Senate Resolution No. 765, regarding Michael Warnock, Lee’s Summit, which was adopted.

Senator Wallingford offered Senate Resolution No. 766, regarding Steve Wachter, Jackson, which was adopted.

Senator Wallingford offered Senate Resolution No. 767, regarding Renee Deken, Jackson, which was adopted.

Senator Wallingford offered Senate Resolution No. 768, regarding Casey LeMay Brennan, Cape Girardeau, which was adopted.

Senator Wallingford offered Senate Resolution No. 769, regarding Paul Fliege, Jackson, which was adopted.

Senator Wallingford offered Senate Resolution No. 770, regarding Cindy Rodgers, Whitewater, which was adopted.

Senator Munzlinger offered Senate Resolution No. 771, regarding Brian R. Pagliai, Kirksville, which was adopted.

### MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

April 19, 2013

TO THE SECRETARY OF THE SENATE  
97<sup>TH</sup> GENERAL ASSEMBLY  
FIRST REGULAR SESSION  
STATE OF MISSOURI

Herewith I return to you House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182 entitled:

#### AN ACT

To repeal sections 32.087, 144.020, 144.021, 144.069, 144.071, 144.440, 144.450, 144.455, 144.525, 144.610, 144.613, and 144.615, RSMo, and to enact in lieu thereof thirteen new sections relating to taxes on motor vehicle sales, with an emergency clause.

I disapprove of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182. My reasons for disapproval are as follows:

House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182 is intended to address the Missouri Supreme Court’s 2012 decision in *Street v. Director of Revenue*. In that case, the Supreme Court held that a local sales tax could not be collected on the out-of-state purchase of motor vehicles, boats, trailers and outboard motors (“vehicles”). Instead, the Court found that such transactions were, under existing law, subject to a local use tax.

The *Street* decision does not affect cities and counties where voters have approved a local use tax; however, jurisdictions without a local use tax have been unable to collect taxes on out-of-state vehicle purchases as well as non-retail (“private”) vehicle transactions. As a result, associated revenues have since declined in those jurisdictions and auto dealers – particularly those situated near our borders – have experienced a decline in sales because more customers are buying from out-of-state dealers in order to avoid local taxes.

The General Assembly first attempted to address the *Street* decision last session with passage of Senate Substitute for House Committee Substitute for House Bill No. 1329. I vetoed that legislation for two fundamental reasons: (1) it circumvented the authority of local voters to approve matters concerning local taxation; and (2) it imposed the tax retroactively on already completed transactions. House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182 again seeks to restore the collection of local tax revenues to pre-*Street* amounts and to level the playing field for Missouri auto dealers. Both of these goals are understandable. And, consistent with my veto message from last year, House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182 would not retroactively tax transactions and, appropriately, does mandate a vote in jurisdictions that have not previously passed a local use tax.

#### **Mandated Local Referendum Too Narrow**

Unfortunately, the mandated local vote, as written in House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182, does not cover the full breadth of the expanded local sales tax. Rather, the referendum only permits voters in jurisdictions without a local use tax to repeal the sales tax on vehicles “purchased from vendors not located in Missouri”; it would not enable voters to repeal the local sales tax on non-retail (“private”) sales.

Regardless of whether this oversight was intentional or inadvertent, it is significant. In 2012, there were 112,000 vehicles purchased from out-of-state dealers. During that same time, non-retail sales exceeded that number by nearly six times (approx. 650,000). Therefore, while requiring a referendum properly recognizes that local voters should approve matters concerning local taxation, the mandated referendum would not apply to 85% of the transactions that would become subject to the local sales tax as the result of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182.

Voter participation in determining local tax policy was central to my prior veto of Senate Substitute for House Committee Substitute for House Bill No. 1329 and is again the focus of my action today. If a local tax is going to be imposed – even one that was previously collected prior to the *Street* decision – voter involvement must be our guiding principle. Denying the voters the ability to be heard on the entire scope of this tax is unacceptable and requires my disapproval.

#### **Jeopardizes Local Sales Tax Revenues**

As previously acknowledged, the partial impetus behind House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182 was to put local taxing jurisdictions in the position they were in prior to the *Street* decision. And the General Assembly was correct to provide voters in these jurisdictions with the opportunity to repeal this extension of the local sales tax. However, the General Assembly, perhaps unwittingly, used language that places counties and municipalities in jeopardy of losing even greater sales tax revenue. The perilous language, contained in the proposed Sec. 32.087.5(5), RSMo, would direct the governing body of a local taxing jurisdiction – that imposes a local sales tax on vehicle sales – to place a proposal on the ballot to repeal the application of the “local sales tax to such titling” if it receives a petition calling for such a proposal.

This language is problematic. Because all vehicle sales would be taxed upon titling under House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182, local voters could not repeal the local sales tax on out-of-state and non-retail vehicle transactions under the proposed Sec. 32.087.5(5), RSMo, without repealing the local sales tax on all vehicle transactions, including vehicles purchased in-state at retail.

Again, inadvertent or not, this would result in a loss of local revenue in an amount that would dwarf the economic impact caused by the *Street* decision, and would significantly hamper the ability of counties and cities to fund and perform critical functions and services. What’s more, in the event the titling tax is repealed by a majority of voters, there would be no mechanism to allow voters to reinstate the tax on all or even a portion of vehicle transactions.

#### **Conclusion**

It is noted that House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182 is an effort to address both the *Street* decision’s economic impact on Missouri car dealers and local taxing jurisdictions as well as the principled objections concerning voter approval and retroactivity that I laid out in my veto message of Senate Substitute for House Committee Substitute for House Bill No. 1329. However, it falls short in both regards. The mandated referendum extends voters the opportunity to disapprove only a portion of the expanded local sales tax, and the repeal language put forth in Sec. 32.087.5(5) fails to parse transactions already covered by the local sales tax law from those that would be imposed by House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182, haphazardly placing counties and cities at risk of losing an even greater amount of local revenue. Because these are significant concerns, I disapprove of House Committee Substitute for Senate Committee Substitute for Senate Bill No. 182.

Respectfully submitted,  
Jeremiah W. (Jay) Nixon  
Governor

**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 **HB 253**, entitled:

An Act to repeal sections 143.071, 143.221, 144.020, and 144.030, RSMo, and to enact in lieu thereof five new sections relating to the taxation of businesses.

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 389**, entitled:

An Act to repeal section 620.1039, RSMo, and to enact in lieu thereof one new section relating to tax credits for qualified research expenses.

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 175**, entitled:

An Act to repeal sections 67.457, 67.463, 67.469, 67.1521, 139.160, 139.170, 140.050, 140.150, 140.160, 140.230, 140.290, 140.405, 140.460, 140.470, 140.665, and 140.730, RSMo, and to enact in lieu thereof eighteen new sections relating to procedures for the collection of local government funds.

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 400**, entitled:

An Act to amend chapter 188, RSMo, by adding thereto one new section relating to administration of abortion-inducing drugs.

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 510**, entitled:

An Act to repeal sections 347.039 and 347.153, RSMo, and to enact in lieu thereof three new sections relating to series limited liability companies.

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 290**, entitled:

An Act to repeal sections 453.070 and 453.080, RSMo, and to enact in lieu thereof two new sections relating to adoption investigations.

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 252**, entitled:

An Act to repeal sections 211.444, 453.010, 453.065, and 453.080, RSMo, and to enact in lieu thereof seven new sections relating to adoption.

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 733**, entitled:

An Act to repeal sections 68.205, 68.210, 68.215, 68.225, 68.230, 68.235, 68.240, 68.245, 68.250, and 68.259, RSMo, and to enact in lieu thereof ten new sections relating to port improvement 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 351**, entitled:

An Act to repeal sections 197.080 and 197.100, RSMo, and to enact in lieu thereof two new sections relating to hospital licensure.

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 436**, entitled:

An Act to repeal sections 21.750, 571.030, 571.101, 571.107, 571.117, and 590.010, RSMo, and to enact in lieu thereof fourteen new sections relating to firearms, with a penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

#### **HOUSE BILLS ON THIRD READING**

**HCS** for **HB 1**, with **SCS**, entitled:

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund, and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds of these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS** for **HCS** for **HB 1**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 1

An Act to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund, and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds of these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that **SCS** for **HCS** for **HB 1** be adopted, which motion prevailed.

On motion of Senator Schaefer, **SCS** for **HCS** for **HB 1** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Justus	Keaveny
Kehoe	Kraus	Lamping	LeVota	Libla	McKenna	Munzlinger	Nasheed
Nieves	Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer
Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—30		

NAYS—Senators—None

Absent—Senators

Lager            Rupp—2

Absent with leave—Senators

Chappelle-Nadal            Holsman—2

Vacancies—None

Senator Kehoe assumed the Chair.

The President declared the bill passed.

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

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

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

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

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

**SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 2**

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

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

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

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Kehoe	Kraus
Lager	Lamping	Libla	McKenna	Munzlinger	Nieves	Parson	Pearce
Richard	Romine	Rupp	Sater	Schaaf	Schaefer	Schmitt	Sifton
Silvey	Wallingford	Walsh	Wasson—28				

NAYS—Senators

Holsman	Justus	Keaveny	LeVota	Nasheed—5
---------	--------	---------	--------	-----------

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

**HCS for HB 3, with SCS, entitled:**

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 3, entitled:**

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 3

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

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

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

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lamping	Libla	McKenna	Munzlinger	Nasheed
Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senators

Lager            LeVota—2

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1



Vacancies—None

The President declared the bill passed.

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

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

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

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

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

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 4

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

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

On motion of Senator Schaefer, **SCS for HCS for HB 4** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Kehoe	Kraus
Lager	Lamping	Libla	Munzlinger	Nieves	Parson	Pearce	Richard
Romine	Rupp	Sater	Schaaf	Schaefer	Schmitt	Sifton	Silvey
Wallingford	Walsh	Wasson—27					

NAYS—Senators

Holsman	Justus	Keaveny	LeVota	McKenna	Nasheed—6
---------	--------	---------	--------	---------	-----------

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

**HCS for HB 5, with SCS, entitled:**

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 5, entitled:**

**SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 5**

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

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

On motion of Senator Schaefer, **SCS for HCS for HB 5** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Kehoe
Lager	Lamping	LeVota	Libla	McKenna	Munzlinger	Parson	Pearce
Richard	Romine	Rupp	Sater	Schaaf	Schaefer	Schmitt	Sifton
Silvey	Wallingford	Walsh	Wasson—28				

NAYS—Senators

Justus	Keaveny	Kraus	Nasheed	Nieves—5
--------	---------	-------	---------	----------

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

Senator Pearce assumed the Chair.

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

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

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 6

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that **SCS for HCS for HB 6** be adopted.

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

## SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 6, Page 11, Section 6.230, Lines 43-44, by striking all of said lines from the bill; and further amend said page and section, line 45 by striking the number “1,600,000” and inserting in lieu thereof the number “22,200,000”; and further amend said page and section, line 46 by striking the number “1,600,000” and inserting in lieu thereof the number “3,000,000”; and further amend section and bill totals according.

Senator Nasheed moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Curls, Justus, Keaveny and LeVota.

Senator Nasheed offered **SSA 1** for **SA 1**, which was read:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR  
SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 6, Page 11, Section 6.230, Lines 43-44, by striking all of said lines from the bill; and further amend said page and section, line 45 by striking the number “1,600,000” and inserting in lieu thereof the number “21,750,000”; and further amend said page and section, line 46 by striking the number “1,600,000” and inserting in lieu thereof the number “3,000,000”; and further amend section and bill totals according.

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

Senator Schaefer offered **SSA 2** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 2 FOR  
SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 6, Page 11, Section 6.230, Line 42, by inserting immediately after said line, the following “provided that \$700,000 shall be used by the department”; and

Further amend said section, lines 43-44 by striking all of said lines from the bill; and

Further amend said page and section, line 45 by striking the number “1,600,000” and inserting in lieu thereof the number “4,050,000”; and

Further amend said page and section, line 46 by striking the number “1,600,000” and inserting in lieu thereof the number “3,000,000”; and

Further amend section and bill totals accordingly.

Senator Schaefer moved that the above substitute amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Curls, Justus, Keaveny and LeVota.

President Pro Tem Dempsey assumed the Chair.

Senator Nasheed offered **SA 1** to **SSA 2** for **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO  
SENATE SUBSTITUTE AMENDMENT NO. 2 FOR  
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 2 for Senate Amendment No. 1 to Senate Committee Substitute for House Committee Substitute for House Bill No. 6, Page 1, Section 6.230, Line 5 by striking “5,605,000” and inserting in lieu thereof the following “22,000,100”.

Senator Nasheed moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators LeVota, Schaaf, Justus and Sater.

Senator Sater raised the point of order that **SA 1 to SSA 2 for SA 1** is out of order as it is incorrectly drafted.

At the request of Senator Nasheed, **SA 1 to SSA 2 for SA 1** was withdrawn rendering the point of order moot.

Senator Nasheed offered **SA 2 to SSA 2 for SA 1**, which was read:

SENATE AMENDMENT NO. 2 TO  
SENATE SUBSTITUTE AMENDMENT NO. 2 FOR  
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 2 for Senate Amendment No. 1 to Senate Committee Substitute for House Committee Substitute for House Bill No. 6, Section 6.230, Line 8 by striking “4,050,000” and inserting in lieu thereof “22,000,100”.

Senator Nasheed moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Justus, Keaveny, LeVota and Schaaf.

**SA 2 to SSA 2 for SA 1** failed of adoption by the following vote:

YEAS—Senators

Holsman	Justus	Keaveny	LeVota	Nasheed	Schaaf	Wallingford—7
---------	--------	---------	--------	---------	--------	---------------

NAYS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Kehoe	Kraus
Lager	Lamping	Libla	McKenna	Munzlinger	Nieves	Parson	Pearce
Richard	Romine	Sater	Schaefer	Schmitt	Sifton	Silvey	Walsh

Wasson—25

Absent—Senator Rupp—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

**SSA 2 for SA 1** was again taken up.

At the request of Senator Schaefer, the request for a roll call vote was withdrawn.

Senator Schaefer moved that **SSA 2 for SA 1** be adopted, which motion prevailed.

**SCS** for **HCS** for **HB 6**, as amended, was again taken up.

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

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

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Kehoe	Kraus
Lager	Lamping	Libla	McKenna	Munzlinger	Nieves	Parson	Pearce
Richard	Romine	Sater	Schaefer	Schmitt	Sifton	Silvey	Wallingford
Walsh	Wasson—26						

NAYS—Senators

Holsman	Justus	Keaveny	LeVota	Nasheed	Schaaf—6
---------	--------	---------	--------	---------	----------

Absent—Senator Rupp—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

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

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 7

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among

certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

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

Senator Schaaf assumed the Chair.

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

**SENATE AMENDMENT NO. 1**

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 7, Page 11, Section 7.145, Lines 8-9, by striking all said lines; and

Further amend section and bill totals accordingly.

Senator Sater moved that the above amendment be adopted.

Senator Schaefer requested a roll call vote be taken and was joined in his request by Senators Justus, McKenna, Dempsey and Schmitt.

**SA 1** failed of adoption by the following vote:

YEAS—Senators

Emery	Holsman	Justus	Keaveny	LeVota	McKenna	Parson	Sater
Schaaf	Wallingford—10						

NAYS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Kehoe	Kraus	Lager
Lamping	Libla	Munzlinger	Nasheed	Nieves	Pearce	Richard	Romine
Schaefer	Schmitt	Sifton	Silvey	Walsh	Wasson—22		

Absent—Senator Rupp—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

Senator Wallingford offered **SA 2**:

**SENATE AMENDMENT NO. 2**

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 7, Page 9, Section 7.110, Line 16, by striking the number “100,000” and inserting in lieu thereof the following “200,000”; and

Further amend said section and bill totals accordingly.

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

Senator Schmitt assumed the Chair.

Senator Schaefer offered **SA 3**:

## SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 7, Page 5, Section 7.035, Line 9, by deleting the number “\$1,360,000” and inserting in lieu thereof the following: “\$6,360,000”; and

Further amend said bill and page, section 7.036, lines 1-3, by striking all of said section from the bill; and

Further amend said bill and page, section 7.040, line 5, by deleting the number “\$1,360,000” and inserting in lieu thereof the following: “\$6,360,000”; and

Further amend said bill and page, section 7.042, lines 1-5, by striking all of said section from the bill; and

Further amend section and bill totals accordingly.

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

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

On motion of Senator Schaefer, **SCS** for **HCS** for **HB 7**, as amended, was read the 3rd time and passed by the following vote:

## YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Holsman	Justus	Keaveny
Kehoe	Kraus	Lager	Lamping	Libla	McKenna	Munzlinger	Nasheed
Nieves	Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer
Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—30		

## NAYS—Senators

Emery	LeVota—2
-------	----------

Absent—Senator Rupp—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

**HCS** for **HB 8**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014.

Was taken up by Senator Schaefer.



**SCS** for **HCS** for **HB 8**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 8

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014.

Was taken up.

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

On motion of Senator Schaefer, **SCS** for **HCS** for **HB 8** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	LeVota	Libla	McKenna
Munzlinger	Nasheed	Nieves	Parson	Pearce	Richard	Romine	Sater
Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—32

NAYS—Senators—None

Absent—Senator Rupp—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

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

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 9

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

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

On motion of Senator Schaefer, **SCS** for **HCS** for **HB 9** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	LeVota	Libla	McKenna
Munzlinger	Nasheed	Nieves	Parson	Pearce	Richard	Romine	Sater
Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—32

NAYS—Senators—None

Absent—Senator Rupp—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

**HCS** for **HB 10**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS** for **HCS** for **HB 10**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 10

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

Senator Schaefer moved that **SCS** for **HCS** for **HB 10** be adopted, which motion prevailed.

On motion of Senator Schaefer, **SCS** for **HCS** for **HB 10** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Holsman	Keaveny	Kehoe
Kraus	Lager	Lamping	Libla	McKenna	Munzlinger	Nasheed	Nieves
Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt	Sifton
Silvey	Wallingford	Walsh	Wasson—28				

NAYS—Senators

Emery	Justus	LeVota—3
-------	--------	----------

Absent—Senators

Parson	Rupp—2
--------	--------

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

**HCS** for **HB 11**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS** for **HCS** for **HB 11**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 11

An Act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

President Pro Tem Dempsey assumed the Chair.

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

Senator Kehoe assumed the Chair.

Senator Justus offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 34, Section 11.555, Line 33, by inserting after all of said line the following:

“Section 11.560. To the Department of Social Services  
For the MO HealthNet Division  
For Medicaid services for low-income adults  
From Federal Funds . . . . . \$890,474,624”

and further amend bill totals accordingly.

Senator Justus moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Holsman, Keaveny, LeVota and Walsh.

**SA 1** failed of adoption by the following vote:

YEAS—Senators

Curls            Holsman            Justus            Keaveny            LeVota            McKenna            Nasheed            Sifton  
Walsh—9

NAYS—Senators

Brown            Cunningham            Dempsey            Dixon            Emery            Kehoe            Kraus            Lager  
Lamping            Libla            Munzlinger            Nieves            Pearce            Richard            Romine            Sater  
Schaaf            Schaefer            Schmitt            Silvey            Wallingford            Wasson—22

Absent—Senators

Parson            Rupp—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

Senator Dixon offered **SA 2**:

**SENATE AMENDMENT NO. 2**

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 11, Page 1, Section 11.005, Line 2, by inserting immediately after the word “Director”, the following: “provided that no funds shall be used for the salary of the legislative liaison”; and

Further amend said page and section, line 3, by deleting the number: “\$178,541” and insert in lieu thereof the number: “\$106,041”; and

Further amend said section, page 2, line 14, by deleting the number: “4.25” and insert in lieu thereof the number: “3.25”; and

Further amend said bill, page 12, section 11.200, line 4, by deleting the number: “\$27,542,105” and insert in lieu thereof the number: “\$27,614,605”; and

Further amend said section, page 13, line 20, by deleting the number: “1,931.38” and insert in lieu thereof the number: “1,933.38”; and

Further amend sections and bill totals accordingly.

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

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

On motion of Senator Schaefer, **SCS** for **HCS** for **HB 11**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Dempsey	Dixon	Kehoe	Kraus	Lamping	Libla
Munzlinger	Nieves	Pearce	Richard	Romine	Sater	Schaaf	Schaefer
Schmitt	Silvey	Wallingford	Wasson—20				

NAYS—Senators

Curls	Emery	Holsman	Justus	Keaveny	Lager	LeVota	McKenna
Nasheed	Sifton	Walsh—11					

Absent—Senators

Parson	Rupp—2
--------	--------

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

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

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2013 and ending June 30, 2014.

Was taken up by Senator Schaefer.

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

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 12

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2013 and ending June 30, 2014.

Was taken up.

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

On motion of Senator Schaefer, **SCS for HCS for HB 12** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	LeVota	Libla	McKenna
Munzlinger	Nasheed	Nieves	Pearce	Richard	Romine	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senators—None

Absent—Senators

Parson            Rupp—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

**HCS for HB 13, with SCS, entitled:**

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up by Senator Schaefer.

**SCS for HCS for HB 13, entitled:**

SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 13

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2013 and ending June 30, 2014; provided that no funds from these sections shall be expended for the purpose of costs associated with travel or staffing for the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

Was taken up.

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

On motion of Senator Schaefer, **SCS for HCS for HB 13** was read the 3rd time and passed by the following vote:

## YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	LeVota	Libla	McKenna
Munzlinger	Nasheed	Nieves	Pearce	Richard	Romine	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

## NAYS—Senators—None

## Absent—Senators

Parson            Rupp—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—None

The President declared the bill passed.

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

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

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

### MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 339**, entitled:

An Act to amend chapter 303, RSMo, by adding thereto one new section relating to the forfeiture of collecting noneconomic damages for failing to comply with the motor vehicle financial responsibility law.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 274**, entitled:

An Act to amend chapters 167 and 191, RSMo, by adding thereto two new sections relating to newborn screenings.

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 1035**, entitled:

An Act to repeal sections 137.073 and 137.720, RSMo, and to enact in lieu thereof two new sections



relating to amended property tax rate filings with the office of the state auditor.

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 747**, entitled:

An Act to repeal sections 313.800, 313.812, 313.817, and 313.830, RSMo, and to enact in lieu thereof four new sections relating to financial transactions of gaming establishments, 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 HBs 593 and 695**, entitled:

An Act to amend chapter 338, RSMo, by adding thereto one new section relating to the Missouri oral chemotherapy parity interim committee.

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 340**, entitled:

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to daylight saving time elimination.

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 No. 2 for HB 698**, entitled:

An Act to repeal sections 32.115, 99.1205, 100.850, 135.305, 135.350, 135.352, 135.460, 135.484, 135.535, 135.679, 135.680, 135.700, 135.710, 135.750, 135.967, 143.119, 208.770, 217.905, 253.545, 253.550, 253.557, 253.559, 348.434, 447.708, 620.1039, and 620.1881, RSMo, and to enact in lieu thereof forty-one new sections relating to tax incentives.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

## **REFERRALS**

President Pro Tem Dempsey referred **HB 34** and **HCS for HB 473** to the Committee on Governmental

Accountability and Fiscal Oversight.

### INTRODUCTIONS OF GUESTS

On behalf of Senator Kehoe, the President introduced to the Senate, Hunter Wyss, and his parents, Bryan and Linda, Vienna.

On motion of Senator Richard, the Senate adjourned until 11:00 a.m., Tuesday, April 23, 2013.

### SENATE CALENDAR

---

FIFTY-FIFTH DAY—TUESDAY, APRIL 23, 2013

---

### FORMAL CALENDAR

### VETOED BILLS

HCS for SCS for SB 182-Kehoe, et al

### HOUSE BILLS ON SECOND READING

HB 443-Hubbard, et al

HCS for HB 813

HCS for HB 468

HB 253-Berry, et al

HCS for HB 389

HCS for HB 175

HB 400-Riddle, et al

HB 510-Torpey and Wieland

HCS for HB 290

HCS for HB 252

HB 733-Berry, et al

HCS for HB 351

HCS for HB 436

HB 339-Wieland, et al

HB 274-Brattin, et al

HCS for HB 1035

HB 747-Scharnhorst

HCS for HBs 593 & 695

HCS for HB 340

HCS#2 for HB 698

### THIRD READING OF SENATE BILLS

SCS for SBs 317 & 319-Romine

SS for SCS for SB 432-Cunningham

### SENATE BILLS FOR PERFECTION

1. SB 401-Rupp

2. SB 396-Holsman and Chappelle-Nadal,  
with SCS

3. SB 378-Pearce, with SCS

4. SB 410-Kehoe

5. SB 133-Keaveny and Holsman, with SCS

- |   |                                 |
|---|---------------------------------|
| 6. SB 210-Lamping and Nieves, with SCS    | 19. SB 411-Kehoe, with SCS      |
| 7. SB 455-Nieves, with SCS                | 20. SB 141-Dempsey              |
| 8. SB 167-Sater and Wallingford, with SCS | 21. SB 403-Rupp, with SCS       |
| 9. SB 343-Parson                          | 22. SB 308-Schaaf               |
| 10. SB 250-Schaaf, with SCS               | 23. SB 383-Wallingford          |
| 11. SB 175-Wallingford                    | 24. SB 437-Pearce, with SCS     |
| 12. SB 285-Romine                         | 25. SB 423-Nasheed              |
| 13. SB 339-Romine                         | 26. SB 371-Munzlinger, with SCS |
| 14. SB 174-Parson, with SCS               | 27. SB 53-Lamping               |
| 15. SB 441-Dempsey                        | 28. SB 377-Dixon                |
| 16. SJR 2-Lager                           | 29. SB 448-Schmitt and Keaveny  |
| 17. SB 315-Pearce                         | 30. SB 109-Brown, with SCS      |
| 18. SB 419-Lager, with SCS                | 31. SB 259-Schaaf, with SCS     |

#### HOUSE BILLS ON THIRD READING

- |  |  |
|--|--|
| 1. HB 34-Guernsey (Brown)<br>(In Fiscal Oversight) | 6. HB 68-Kelley (127), et al (Lamping)           |
| 2. HCS for HB 315 (Wasson)                         | 7. HB 163-Fitzpatrick and Dugger (Sater)         |
| 3. HB 53-Gatschenberger (Rupp)                     | 8. HCS for HB 199 (Lamping)                      |
| 4. HB 112-Burlison (Brown)                         | 9. HCS for HB 457, with SCS (Rupp)               |
| 5. HCS for HB 473 (Lager)<br>(In Fiscal Oversight) | 10. HCS for HBs 303 & 304, with SCS<br>(Schmitt) |

#### INFORMAL CALENDAR

#### SENATE BILLS FOR PERFECTION

- |                                     |   |
|-------------------------------------|---|
| SB 3-Rupp, with SA 1 (pending)      | SB 207-Kehoe, et al, with SCS           |
| SB 13-Schaefer, with SCS            | SB 231-Munzlinger, with SA 1 (pending)  |
| SB 21-Dixon                         | SB 239-Emery, with SCS & SA 2 (pending) |
| SB 22-Dixon                         | SB 272-Nieves, with SA 2 (pending)      |
| SB 48-Lamping                       | SB 291-Rupp                             |
| SB 61-Keaveny, with SCA 1 (pending) | SB 292-Rupp                             |
| SB 65-Dixon, with SCS               | SB 364-Parson                           |
| SB 82-Schaefer, with SCS            |   |

#### HOUSE BILLS ON THIRD READING

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

CONSENT CALENDAR

House Bills

Reported 4/15

HB 673-Schatz (Kehoe)  
HB 212-Cox, et al (Keaveny)  
HCS for HB 235 (Parson)

HB 498-Jones (50), et al, with SCS (Sifton)  
HCS for HB 159 (Kraus)  
HCS for HB 233, with SCS (Lamping)

✓