

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-NINTH DAY—THURSDAY, FEBRUARY 27, 2014

The Senate met pursuant to adjournment.

Senator Lager in the Chair.

Reverend Carl Gauck offered the following prayer:

“Now to him who by the power at work within us is able to accomplish abundantly far more than all we can ask or imagine.” (Ephesians 3:20)

Merciful God, we are thankful that we have been brought up in a land in which Your Word is open to us and in which our worshiping communities are welcoming men and women of every race and nation. We also give thanks that we possess liberty of conscience and freedom of speech and worship which we can exercise this weekend. So bring us nearer to the day when all men and women will know You and love You and have knowledge of what is expected of us, Your children. 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
Munzlinger	Nasheed	Nieves	Parson	Pearce	Richard	Romine	Rupp
Sater	Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh—32

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

The Senate observed a moment of silence in memory of Lt. Bruce Britt.

RESOLUTIONS

Senator Cunningham offered Senate Resolution No. 1486, regarding Captain Dwayne F. Isringhausen,

Mountain Grove, which was adopted.

Senator Sifton offered Senate Resolution No. 1487, regarding Sam Pointer, Saint Louis, which was adopted.

Senator Sater offered Senate Resolution No. 1488, regarding Mike Wallace, Monett, which was adopted.

Senator Schaefer offered Senate Resolution No. 1489, regarding Sara Ashbaugh, Columbia, which was adopted.

Senator Sifton offered Senate Resolution No. 1490, regarding Caleb Duttlinger, which was adopted.

Senator Holsman offered Senate Resolution No. 1491, regarding Grandview C-4 School District, which was adopted.

Senator Holsman offered Senate Resolution No. 1492, regarding Bob Bartman, which was adopted.

Senator Holsman offered Senate Resolution No. 1493, regarding MAC Properties Management and Amour Development, which was adopted.

Senator Holsman offered Senate Resolution No. 1494, regarding Denise Gilmore, which was adopted.

Senator Nasheed offered Senate Resolution No. 1495, regarding Reverend Dr. W.E. Marshall, which was adopted.

Senator Kehoe offered Senate Resolution No. 1496, regarding Allen Fortenberry, which was adopted.

Senator Parson offered Senate Resolution No. 1497, regarding Tristan Andrews, which was adopted.

CONCURRENT RESOLUTIONS

Senator Parson offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 39

Relating to authorization for the issuance of bonds for certain state and university projects.

WHEREAS, Section 21.527, RSMo, requires approval of the General Assembly that certain projects to be funded by revenue bonds shall be secured by a pledge of future appropriations to be made by the General Assembly; and

WHEREAS, the General Assembly is desirous of approving the construction, renovation, and maintenance of certain state projects to be funded in part by revenue bonds secured by a pledge of future appropriations to be made by the General Assembly:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-seventh General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby approve projects for the construction, renovation, and maintenance of certain state agencies and universities; and

BE IT FURTHER RESOLVED that the members of the Missouri General Assembly state the intent of the General Assembly, during each fiscal year of the state during the term of such revenue bonds, to appropriate funds sufficient to pay the debt service on such revenue bonds; and

BE IT FURTHER RESOLVED that the members of the Missouri General Assembly authorize and direct the Office of Administration and such other state departments, offices and agencies as the Office of Administration may deem necessary or appropriate to:

1. Assist the staff and advisors of the various state agencies in implementing the projects and in issuing such revenue bonds for the state's share of the project costs; and

2. Execute and deliver documents and certificates related to such revenue bonds consistent with the terms of this concurrent resolution; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 956—By Schaaf.

An Act to amend chapter 191, RSMo, by adding thereto three new sections relating to health care transparency, with a penalty provision.

SB 957—By Holsman.

An Act to amend chapter 542, RSMo, by adding thereto two new sections relating to law enforcement agency investigations.

SB 958—By Nieves.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to sales and use tax exemptions for aircraft.

Senator Kraus assumed the Chair.

SB 959—By Curls.

An Act to amend chapter 172, RSMo, by adding thereto one new section relating to the establishment of a center to conduct applied urban research and outreach.

SB 960—By Munzlinger.

An Act to repeal section 315.015, RSMo, and to enact in lieu thereof one new section relating to county licensing fees for lodging establishments.

SB 961—By Nasheed.

An Act to amend chapter 99, RSMo, by adding thereto one new section relating to tax increment financing.

SB 962—By Justus.

An Act to repeal sections 213.010, 213.030, 213.040, 213.045, 213.050, 213.055, 213.065, 213.070, and 213.101, RSMo, and to enact in lieu thereof nine new sections relating to discrimination based on sexual orientation or gender identity.

SB 963—By Justus.

An Act to repeal sections 213.010, 213.030, 213.040, 213.045, 213.050, 213.055, 213.065, 213.070, and 213.101, RSMo, and to enact in lieu thereof nine new sections relating to discriminatory practices.

SB 964—By Lager.

An Act to repeal sections 144.010, 262.900, 265.300, 267.565, and 277.020, RSMo, and to enact in lieu thereof five new sections relating to the definition of livestock.

SB 965—By Lager.

An Act to amend chapter 643, RSMo, by adding thereto one new section relating to carbon dioxide emissions standards.

SB 966—By Lager.

An Act to repeal sections 105.450 and 105.470, RSMo, section 105.473 as enacted by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by conference committee substitute for senate substitute for house committee substitute for house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof four new sections relating to regulating the ethical behavior of professionals engaged in political activities.

SB 967—By Lager.

An Act to repeal sections 77.080, 79.130, 80.110, and 80.120, RSMo, and to enact in lieu thereof fourteen new sections relating to the passage of municipal ordinances.

SB 968—By Lager.

An Act to repeal sections 259.010, 259.030, 259.040, 259.050, 259.070, 259.080, 259.100, 259.190, 260.273, 260.279, 260.380, 260.392, 260.475, 444.510, 444.520, 444.762, 444.765, 444.805, 640.100, 643.079, 644.051, 644.057, and 644.145, RSMo, and to enact in lieu thereof twenty-six new sections relating to the department of natural resources, with penalty provisions.

SB 969—By Kehoe.

An Act to repeal sections 287.140 and 287.150, RSMo, and to enact in lieu thereof two new sections relating to workers' compensation, with existing penalty provisions.

SB 970—By Kehoe.

An Act to repeal sections 142.803 and 142.869, RSMo, and to enact in lieu thereof two new sections relating to natural gas motor fuel, with an existing penalty provision.

SB 971—By Kehoe.

An Act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to sexual assault reporting, with existing penalty provisions.

SB 972—By Kehoe.

An Act to repeal section 538.300, RSMo, and to enact in lieu thereof one new section relating to remittitur orders in tort actions based on improper health care.

SB 973—By Brown.

An Act to repeal section 37.710, RSMo, and to enact in lieu thereof one new section relating to the duties of the office of the child advocate.

Senator Nieves assumed the Chair.

SB 974—By Rupp.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to managed care organizations reporting requirements.

SB 975—By Emery.

An Act to repeal section 490.065, RSMo, and to enact in lieu thereof one new section relating to expert witnesses.

SB 976—By Emery.

An Act to repeal sections 106.030, 106.040, 106.070, 106.080, 106.090, 106.100, 106.110, 106.120, 106.130, 106.150, 106.160, 106.170, 106.180, 106.200, and 106.210, RSMo, and to enact in lieu thereof twelve new sections relating to impeachment trials, with a contingent effective date.

SB 977—By Schmitt.

An Act to repeal section 208.166, RSMo, and to enact in lieu thereof one new section relating to managed care plan health incentives.

SB 978—By Schmitt.

An Act to repeal section 351.467, RSMo, and to enact in lieu thereof one new section relating to the discontinuation of corporations.

SB 979—By Schaefer.

An Act to repeal section 287.243, RSMo, and to enact in lieu thereof one new section relating to compensation for emergency personnel killed in the line of duty.

SB 980—By Schaefer.

An Act to repeal sections 104.380 and 104.1039, RSMo, and to enact in lieu thereof three new sections relating to the calculation of creditable service for rehired retired state employees.

SB 981—By Schaefer.

An Act to amend chapter 37, RSMo, by adding thereto one new section relating to state contracting.

SB 982—By Schaefer.

An Act to repeal sections 566.010, 566.030, 566.032, 566.060, 566.062, 566.067, 566.068, 566.100, and 566.101, RSMo, and to enact in lieu thereof nine new sections relating to penalties for sex offenses, with penalty provisions.

SB 983—By Pearce.

An Act to repeal section 173.670, RSMo, and to enact in lieu thereof one new section relating to the Missouri science, technology, engineering and mathematics initiative.

SB 984—By Sifton.

An Act to amend chapter 167, RSMo, by adding thereto three new sections relating to the management of dyslexia in elementary and secondary schools.

SB 985—By Sifton.

An Act to repeal section 478.437, RSMo, and to enact in lieu thereof two new sections relating to judgeships.

SB 986—By Sifton.

An Act to repeal section 213.020, RSMo, and to enact in lieu thereof one new section relating to the Missouri human rights act.

SB 987—By Lamping.

An Act to amend chapter 144, RSMo, by adding thereto one new section relating to the use of sales and use tax revenue for transportation, with a contingent effective date.

SB 988—By Lamping.

An Act to amend chapter 324, RSMo, by adding thereto seven new sections relating to the regulation of homeowners associations, with penalty provisions.

SB 989—By Lamping.

An Act to repeal sections 177.011 and 177.088, RSMo, and to enact in lieu thereof two new sections relating to school facilities and equipment.

SB 990—By Lamping.

An Act to repeal sections 211.442, 211.444, 453.010, 453.040, 453.065, 453.080, and 453.110, RSMo, and to enact in lieu thereof eight new sections relating to adoption, with existing penalty provisions.

SB 991—By Kraus.

An Act to amend chapter 44, RSMo, by adding thereto one new section relating to mutual-aid agreements for reciprocal emergency aid.

SB 992—By Dempsey.

An Act to repeal section 8.010, RSMo, and to enact in lieu thereof one new section relating to the board of public buildings.

SB 993—By Dempsey.

An Act to repeal section 162.081, RSMo, and to enact in lieu thereof three new sections relating to elementary and secondary education.

SJR 56—By Dixon.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article III of the Constitution of Missouri, by adding thereto one new section relating to general obligation bonds to fund infrastructure improvements.

SJR 57—By Lager.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, adding thereto one new section relating to taxation.

CONCURRENT RESOLUTIONS

Senator Lager offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 40

WHEREAS, a reliable and affordable energy supply is vital to Missouri's economic growth, jobs, and overall interests of its citizens; and
 WHEREAS, Missouri supports an all-the-above energy strategy because it is in the best interest of Missouri and the nation; and

WHEREAS, the United States has abundant supplies of coal that provide economic and energy security benefits; and

WHEREAS, coal provides affordable and reliable electricity to the citizens of Missouri; and

WHEREAS, carbon regulations for existing coal-fueled power plants could threaten the affordability and reliability of Missouri's electricity supplies and, therefore, threaten the well-being of its citizens; and

WHEREAS, carbon dioxide emissions from U.S. coal-fueled power plants represent only three percent of global anthropogenic greenhouse gas emissions; and

WHEREAS, the U.S. Energy Information Administration projects that U.S. electric sector carbon dioxide emissions will be fourteen percent below 2005 levels in 2020 and that carbon dioxide emissions from U.S. coal-fueled power plants will be nineteen percent below 2005 levels in 2020; and

WHEREAS, on June 25, 2013, the President directed the Administrator of the U.S. Environmental Protection Agency (EPA) to issue standards, regulations, or guidelines to address carbon dioxide emissions from new, existing, modified, and reconstructed fossil-fueled power plants; and

WHEREAS, the President expressly recognized that states “will play a central role in establishing and implementing carbon standards for existing power plants”; and

WHEREAS, the Clean Air Act requires the EPA to establish a “procedure” under which each state shall develop a plan for establishing and implementing standards of performance for existing sources within the state; and

WHEREAS, the Clean Air Act expressly allows states, in developing and applying such standards of performance, “to take into consideration, among other factors, the remaining useful life of the existing source to which such standard applies”; and

WHEREAS, the EPA’s existing regulations provide that states may adopt “less stringent emissions standards or longer compliance schedules” than EPA’s guidelines based on factors such as “unreasonable cost of control”, “physical impossibility of installing necessary control equipment”, or other factors that make less stringent standards or longer compliance times “significantly more reasonable”; and

WHEREAS, it is in the best interest of electricity consumers in Missouri to continue to benefit from reliable, affordable electricity provided by coal-based electricity generating plants:

NOW, THEREFORE, BE IT RESOLVED by the members of the Missouri Senate, Ninety-seventh General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the EPA, in developing guidelines for regulating carbon dioxide emissions from existing power plants, to respect the primacy of Missouri and other states and to rely on state regulators to develop performance standards for carbon dioxide emissions that take into account the unique policies, energy needs, resource mix, and economic priorities of Missouri and other states; and

BE IT FURTHER RESOLVED that the EPA should issue guidelines and approve state-established performance standards that are based on reductions of carbon dioxide emissions achievable by measures undertaken at fossil-fueled power plants; and

BE IT FURTHER RESOLVED that the EPA should allow Missouri and other states to set less stringent performance standards and longer compliance schedules for power plants within their jurisdiction; and

BE IT FURTHER RESOLVED that Missouri and other states should be given maximum flexibility by the EPA to implement carbon dioxide performance standards for fossil-fueled power plants within their jurisdiction; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for Administrator of the United States Environmental Protection Agency and each member of the Missouri Congressional delegation.

President Pro Tem Dempsey assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Parson, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SCS for SB 666**; **SCS for SB 664**; **SCS for SB 567**; **SCS for SJR 45**; and **SCS for SBs 493, 485, 495, 516, 534, 545, 595, 616 and 624**, begs leave to report that it has considered the same and recommends

that the bills do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SB 723**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Nieves assumed the Chair.

SENATE BILLS FOR PERFECTION

Senator Brown moved that **SB 735**, with **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Brown moved that **SCS** for **SB 735** be adopted, which motion prevailed.

On motion of Senator Brown, **SCS** for **SB 735** was declared perfected and ordered printed.

Senator Munzlinger moved that **SB 504** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

On motion of Senator Munzlinger, **SB 504** was declared perfected and ordered printed.

Senator Rupp moved that **SB 643**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 643**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 643

An Act to repeal sections 3.010, 3.066, and 3.090, RSMo, and to enact in lieu thereof three new sections relating to the publishing of Missouri statutes.

Was taken up.

Senator Rupp moved that **SCS** for **SB 643** be adopted.

Senator Rupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 643, Page 1, Section 3.010, Line 7, by inserting immediately after the word “annotations” the following: “**or supplements**”; and further amend said line by inserting immediately after the word “separately” the following: “**and without a concurrent resolution being adopted by the general assembly**”; and

Further amend said bill, page 2, section 3.066, line 17, by inserting immediately after “grounds,” the following: “**the Missouri attorney general shall notify the Missouri revisor of statutes of any such order and**”; and further amend line 18, by striking the word “statues” and inserting in lieu thereof the word “**statutes**”; and further amend said line by striking the word “immediately”; and further amend line 24, by striking the word “immediately”; and

Further amend said bill, page 3, section 3.090, line 26, by inserting immediately after “website.” the

following: **“However, the online version of the revised statutes on any official website of the committee on legislative research shall not be considered an official version of the revised statutes, unless the revisor of statutes chooses to certify it as such and places a certificate on the website.”**

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

Senator Sifton offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bill No. 643, Page 2, Section 3.066, Line 14, by striking “issues” and inserting “publishes”.

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

Senator Rupp moved that **SCS** for **SB 643**, as amended, be adopted, which motion prevailed.

On motion of Senator Rupp, **SCS** for **SB 643**, as amended, was declared perfected and ordered printed.

THIRD READING OF SENATE BILLS

SCS for **SB 529**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 529**

An Act to repeal sections 34.057 and 107.170, RSMo, and to enact in lieu thereof two new sections relating to the payment of public works projects.

Was taken up by Senator Wallingford.

On motion of Senator Wallingford, **SCS** for **SB 529** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SB 664**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 664

An Act to amend chapter 644, RSMo, by adding thereto one new section relating to water quality standards.

Was taken up by Senator Brown.

On motion of Senator Brown, **SCS** for **SB 664** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Kehoe
Kraus	Lager	Lamping	Libla	Munzlinger	Nieves	Parson	Pearce
Richard	Romine	Rupp	Sater	Schaaf	Schaefer	Schmitt	Silvey
Wallingford	Walsh—26						

NAYS—Senators

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

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 561, introduced by Senator Munzlinger, entitled:

An Act to repeal sections 320.106 and 320.111, RSMo, and to enact in lieu thereof two new sections relating to hobby firework manufacturing, with an existing penalty provision.

Was taken up.

On motion of Senator Munzlinger, **SB 561** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

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

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

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

SS for **SB 525**, introduced by Senator Cunningham, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 525

An Act to amend chapter 196, RSMo, by adding thereto two new sections relating to food safety.

Was taken up.

On motion of Senator Cunningham, **SS** for **SB 525** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman
Justus	Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger
Nasheed	Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater
Schaaf	Schaefer	Schmitt	Silvey	Wallingford	Walsh—30		

NAYS—Senators

Keaveny	Sifton—2
---------	----------

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

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

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

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

SCS for **SJR 45**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 45

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 27 of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the ability of the governor to control the rate of and reduce expenditures.

Was taken up by Senator Silvey.

On motion of Senator Silvey, **SCS** for **SJR 45** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Nieves	Parson	Pearce	Richard	Romine	Sater	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh—28				

NAYS—Senators

Keaveny	Schaaf—2
---------	----------

Absent—Senators

Justus	Rupp—2
--------	--------

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the joint resolution passed.

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

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

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

SCS for **SB 567**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 567

An Act to repeal sections 660.400, 660.403, 660.405, 660.407, 660.409, 660.411, 660.414, 660.416, 660.418, and 660.420, RSMo, and to enact in lieu thereof sixteen new sections relating to adult day care, with penalty provisions.

Was taken up by Senator Chappelle-Nadal.

On motion of Senator Chappelle-Nadal, **SCS** for **SB 567** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman
Keaveny	Kehoe	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Nieves	Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer
Schmitt	Sifton	Silvey	Wallingford	Walsh—29			

NAYS—Senator Kraus—1

Absent—Senators

Justus	Rupp—2
--------	--------

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Chappelle-Nadal, title to the bill was agreed to.

Senator Chappelle-Nadal moved that the vote by which the bill passed be reconsidered.

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

At the request of Senator Schmitt, **SCS** for **SB 666** was placed on Informal Calendar.

SCS for **SBs 493, 485, 495, 516, 534, 545, 595, 616** and **624**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE
BILLS NOS. 493, 485, 495, 516, 534,
545, 595, 616 and 624

An Act to repeal sections 160.400, 160.405, 162.081, 163.021, 163.036, 167.121, 167.131, and 171.031, RSMo, and to enact in lieu thereof thirty-one new sections relating to elementary and secondary education, with an emergency clause.

Was taken up by Senator Pearce.

On motion of Senator Pearce, **SCS** for **SBs 493, 485, 495, 516, 534, 545, 595, 616** and **624** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Keaveny
Kehoe	Lager	Lamping	Munzlinger	Nasheed	Nieves	Parson	Pearce
Richard	Romine	Rupp	Sater	Schaaf	Schaefer	Schmitt	Sifton
Silvey	Wallingford	Walsh—27					

NAYS—Senators

Holsman	Justus	Kraus	LeVota	Libla—5
---------	--------	-------	--------	---------

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Justus
Keaveny	Kehoe	Lager	Lamping	Munzlinger	Nasheed	Nieves	Parson
Pearce	Richard	Romine	Rupp	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh—28				

NAYS—Senators

Holsman	Kraus	LeVota	Libla—4
---------	-------	--------	---------

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

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

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

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

SCS for **SB 635**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 635**

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to incentives for interstate business relocation.

Was taken up by Senator Silvey.

On motion of Senator Silvey, **SCS** for **SB 635** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	LeVota	Munzlinger	Nasheed
Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh—30		

NAYS—Senators

Emery Libla—2

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

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

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

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

**SECOND READING OF
CONCURRENT RESOLUTIONS**

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 37—Rules, Joint Rules, Resolutions and Ethics.

REFERRALS

President Pro Tem Dempsey referred **SCR 38** and **HCS** for **HCR 7**, to the Committee on Rules, Joint Rules, Resolutions and Ethics.

THIRD READING OF SENATE BILLS

SB 606, introduced by Senator Dixon, entitled:

An Act to repeal section 379.901, RSMo, relating to prepaid legal service plans.

Was called from the Consent Calendar and taken up.

On motion of Senator Dixon, **SB 606** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman
Keaveny	Kehoe	Kraus	Lamping	LeVota	Munzlinger	Nasheed	Nieves
Parson	Pearce	Richard	Romine	Rupp	Sater	Schaaf	Schaefer
Schmitt	Sifton	Silvey	Wallingford	Walsh—29			

NAYS—Senator Libla—1

Absent—Senators

Justus Lager—2

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

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

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

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

SB 600, introduced by Senator Sater, entitled:

An Act to repeal section 301.3142, RSMo, and to enact in lieu thereof one new section relating to gold star license plates.

Was called from the Consent Calendar and taken up.

On motion of Senator Sater, **SB 600** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Wasson—1

Vacancies—1

The President declared the bill passed.

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

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

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

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 994—By Dixon.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to early stage business development corporations.

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 1268**, entitled:

An Act to repeal section 143.011, RSMo, and to enact in lieu thereof one new section relating to income 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 1092**, entitled:

An Act to repeal section 210.145, RSMo, and to enact in lieu thereof one new section relating to child abuse 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 **HJR 47**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment to article VIII of the Constitution of Missouri, and adopting one new section relating to 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 **HB 1073**, entitled:

An Act to repeal sections 115.427 and 115.430, RSMo, and to enact in lieu thereof two new sections relating to elections, with a contingent effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

President Pro Tem Dempsey assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Rupp, Chairman of the Committee on Small Business, Insurance and Industry, submitted the following reports:

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred **SB 589**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred **SB 510**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred **SJR 25**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

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

Mr. President: Your Committee on Education, to which was referred **SB 719**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Schmitt, Chairman of the Committee on Jobs, Economic Development and Local Government, submitted the following report:

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 573**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Nieves, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 523**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was

referred **SB 615**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 499**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Brown, Chairman of the Committee on Veterans' Affairs and Health, submitted the following report:

Mr. President: Your Committee on Veterans' Affairs and Health, to which was referred **SB 669**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

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 **SB 504** and **SCS** for **SB 735**, 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.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 995—By Sifton.

An Act to repeal sections 447.503, 447.535, 447.536, and 447.547, RSMo, and to enact in lieu thereof five new sections relating to unclaimed property.

SECOND READING OF SENATE BILLS

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

SB 831—Judiciary and Civil and Criminal Jurisprudence.

SB 832—Veterans' Affairs and Health.

SB 833—Small Business, Insurance and Industry.

SB 834—Commerce, Consumer Protection, Energy and the Environment.

SB 835—Jobs, Economic Development and Local Government.

SB 836—Governmental Accountability and Fiscal Oversight.

SB 837—Commerce, Consumer Protection, Energy and the Environment.

SB 838—Education.

SB 839—Commerce, Consumer Protection, Energy and the Environment.

SB 840—Transportation and Infrastructure.

SB 841—Commerce, Consumer Protection, Energy and the Environment.

SB 842—Governmental Accountability and Fiscal Oversight.

SB 843—Judiciary and Civil and Criminal Jurisprudence.

SB 844—Seniors, Families and Pensions.

SB 845—Transportation and Infrastructure.

SB 846—Small Business, Insurance and Industry.

SB 847—Veterans' Affairs and Health.

SB 848—Education.

SB 849—Transportation and Infrastructure.

SB 850—Agriculture, Food Production and Outdoor Resources.

SB 852—Financial and Governmental Organizations and Elections.

SB 853—Financial and Governmental Organizations and Elections.

SB 854—Jobs, Economic Development and Local Government.

SB 855—Jobs, Economic Development and Local Government.

SB 856—Education.

SB 857—Commerce, Consumer Protection, Energy and the Environment.

SB 858—Ways and Means.

SB 859—Agriculture, Food Production and Outdoor Resources.

SB 860—Ways and Means.

SB 861—Commerce, Consumer Protection, Energy and the Environment.

SB 862—Commerce, Consumer Protection, Energy and the Environment.

SB 863—Judiciary and Civil and Criminal Jurisprudence.

SB 864—Veterans' Affairs and Health.

SB 865—General Laws.

SB 866—Financial and Governmental Organizations and Elections.

SB 867—Transportation and Infrastructure.

SB 868—Veterans' Affairs and Health.

SB 869—Seniors, Families and Pensions.

SB 870—Ways and Means.

INTRODUCTIONS OF GUESTS

Senator Richard introduced to the Senate, Roy Wakefield, Robert Miller and Steve Page, Joplin.

Senator Holsman introduced to the Senate, the Physician of the Day, Suzanne M. Rowden, M.D., her husband, Todd, and children, Ivory and Paris, Kansas City; and Ivory and Paris were made honorary pages.

Senator Lamping introduced to the Senate, Jim Kaiser and Sam Shaue, St. Louis.

Senator Kehoe introduced to the Senate, Superintendent Jerry Hobbs, teachers Cindy Wieberg and Rachel Ratcliff, and fourth grade students from Russellville.

Senator Dempsey introduced to the Senate, Kathy Green, Farmington.

Senator Kehoe introduced to the Senate, teachers Yolanda Miller and Brandy Prenger, parents and fourth grade students from St. Joseph Cathedral School, Jefferson City.

Senator Wallingford introduced to the Senate, Virginia Sanders, Denise Brinkmeyer, Robert Michael and eighth grade students from St. Vincent DePaul, Cape Girardeau.

On behalf of Senator Wasson and himself, Senator Sifton introduced to the Senate, Dr. Kecia Leary, Nixa.

Senator Justus introduced to the Senate, students from New Bloomfield and South Callaway Schools.

Senator Pearce introduced to the Senate, Glenda Bertz and Georgia Gutherie, Lafayette County; students Abby Bertz, Alli Bertz, Caitlin Wisdom and Alex Higginbothan, Odessa High School; and Kailey Bales, Concordia High School.

Senator Holsman introduced to the Senate, students from Grandview High School.

Senator Chappelle-Nadal introduced to the Senate, former State Representative, City Assessor Jake Zimmerman, St. Louis.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, March 3, 2014.

SENATE CALENDAR

THIRTIETH DAY—MONDAY, MARCH 3, 2014

FORMAL CALENDAR**SECOND READING OF SENATE BILLS**

SB 871-Holsman

SB 872-Wallingford and Justus

SB 873-Brown

SB 874-Wasson

SB 875-Sater

SB 876-LeVota

SB 877-Kraus

SB 878-Lamping

SB 879-Sifton	SB 919-Justus
SB 880-Sifton	SB 920-Munzlinger
SB 881-Sifton	SB 921-Schaaf
SB 882-Brown	SB 922-Schaaf
SB 883-Wasson	SB 923-Emery
SB 884-Wallingford and Sater	SB 924-Emery
SB 885-Pearce	SB 925-Emery
SB 886-Schaefer	SB 926-Sater
SB 887-Schaefer	SB 927-Lamping
SB 888-Parson	SB 928-Lamping
SB 889-Parson	SB 929-Lamping
SB 890-Kehoe	SB 930-Lamping
SB 891-Kehoe	SB 931-Nieves
SB 892-Kraus	SB 932-Nieves
SB 893-Kraus	SB 933-Nieves
SB 894-Munzlinger	SB 934-Schaaf
SB 895-Sater	SB 935-Holsman
SB 896-Wallingford	SB 936-Schaefer
SB 897-Wallingford	SB 937-Schaefer
SB 898-Schaefer	SB 938-Pearce
SB 899-Justus and Schaaf	SB 939-Curls
SB 900-Lamping	SB 940-Curls
SB 901-Holsman	SB 941-Curls, et al
SB 902-Munzlinger	SB 942-Sater
SB 903-Silvey	SB 943-Justus
SB 904-Sifton	SB 944-Brown, et al
SB 905-Sater	SB 945-Brown, et al
SB 906-Holsman	SB 946-Dixon
SB 907-Richard	SB 947-Dixon
SB 908-Schaefer	SB 948-Wallingford
SB 909-Parson and Kehoe	SB 949-Munzlinger
SB 910-Schaaf	SB 950-Holsman
SB 911-Libla	SB 951-Holsman
SB 912-Wasson	SB 952-Dixon
SB 913-Wasson and Cunningham	SB 953-Nasheed
SB 914-Munzlinger	SB 954-Cunningham
SB 915-Dixon	SB 955-Cunningham
SB 916-Wallingford	SB 956-Schaaf
SB 917-Richard	SB 957-Holsman
SB 918-Holsman	SB 958-Nieves

SB 959-Curls	SB 982-Schaefer
SB 960-Munzlinger	SB 983-Pearce
SB 961-Nasheed	SB 984-Sifton
SB 962-Justus	SB 985-Sifton
SB 963-Justus	SB 986-Sifton
SB 964-Lager	SB 987-Lamping
SB 965-Lager	SB 988-Lamping
SB 966-Lager	SB 989-Lamping
SB 967-Lager	SB 990-Lamping
SB 968-Lager	SB 991-Kraus
SB 969-Kehoe	SB 992-Dempsey
SB 970-Kehoe	SB 993-Dempsey
SB 971-Kehoe	SB 994-Dixon
SB 972-Kehoe	SB 995-Sifton
SB 973-Brown	SJR 49-Cunningham
SB 974-Rupp	SJR 50-Lamping
SB 975-Emery	SJR 51-Lamping
SB 976-Emery	SJR 52-Lamping
SB 977-Schmitt	SJR 53-Lamping
SB 978-Schmitt	SJR 54-Lamping
SB 979-Schaefer	SJR 55-Nieves
SB 980-Schaefer	SJR 56-Dixon
SB 981-Schaefer	SJR 57-Lager

HOUSE BILLS ON SECOND READING

HB 1430-Jones (110), et al	HB 1197-Elmer
HCS for HB 1058	HB 1206-Wilson
HB 1133-Engler, et al	HCS for HB 1217
HCS for HB 1051	HB 1270-Lant, et al
HJR 48-Solon, et al	HB 1301-Neth
HJR 72-Richardson, et al	HB 1468-Dorhman, et al
HCS for HB 1412	HB 1616-Muntzel, et al
HCS for HBs 1253 & 1297	HCS for HB 1079
HCS for HB 1295	HB 1087-Crawford and Franklin
HCS for HB 1510	HB 1141-Love, et al
HCS for HB 1044	HCS for HB 1201
HB 1081-McCaherty, et al	HB 1222-Dugger
HCS for HB 1085	HB 1238-Hinson
HB 1126-Dugger and Entlicher	HB 1361-Gosen and Wieland

HCS for HB 1376
HCS for HB 1523
HB 1268-Curtman, et al

HB 1092-Lant, et al
HCS for HJR 47
HB 1073-Dugger, et al

THIRD READING OF SENATE BILLS

SB 504-Munzlinger

SCS for SB 735-Brown

SENATE BILLS FOR PERFECTION

SB 723-Parson, with SCS
SB 589-Brown, with SCS
SB 510-Kraus, with SCS
SJR 25-Lager

SB 573-Munzlinger, with SCS
SB 523-Emery
SB 615-Dixon

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SCS for SB 666-Schmitt

SENATE BILLS FOR PERFECTION

SB 491-Justus and Dixon, with SCS
SBs 509 & 496-Kraus, with SCS & SA 1
(pending)
SB 518-Sater, with SCS, SA 2 & SA 1 to
SA 2 (pending)
SB 519-Sater, with SS & SA 1 (pending)

SB 530-Libla, with SCS (pending)
SS for SB 543-Munzlinger
SB 575-Dixon
SB 612-Schaaf, with SCS
SB 663-Munzlinger, with SCS
SJR 42-Schmitt

CONSENT CALENDAR

Senate Bills

Reported 2/27

SB 719-Kehoe
SB 499-Keaveny

SB 669-Schaaf

RESOLUTIONS

To be Referred

SCR 39-Parson

SCR 40-Lager

✓