

# Journal of the Senate

SECOND REGULAR SESSION

---

**THIRTY-FIFTH DAY—WEDNESDAY, MARCH 12, 2014**

---

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“To you I lift up my eyes, O you who are enthroned in the heavens.” (Psalm 123:1)

Merciful Lord, the gift of Your salvation brings light to scatter the darkness of our world. Continue to shine in our lives so that the challenges we face may seem easier because of Your presence and guidance. May Your great power and love inspire us to praise You always and our lips always honor You and our actions serve Your good purposes for others. 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 Lieutenant Governor was present.

## RESOLUTIONS

Senator Chappelle-Nadal offered Senate Resolution No. 1595, regarding Norman Rossin, Saint Louis, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 1596, regarding Tiffany Henton, which was adopted.

Senator Nieves offered Senate Resolution No. 1597, regarding John Sydnor, Chesterfield, which was adopted.

Senator Nieves offered Senate Resolution No. 1598, regarding Daniel Liddy, Wildwood, which was adopted.

### **REPORTS OF STANDING COMMITTEES**

Senator Richard, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 718**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

### **SENATE BILLS FOR PERFECTION**

Senator Justus moved that **SB 491**, with **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Pearce assumed the Chair.

Senator Rupp assumed the Chair.

Senator Pearce assumed the Chair.

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

Senator Kraus assumed the Chair.

At the request of Senator Justus, **SB 491**, with **SCS** (pending), was placed on the Informal Calendar.

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

### **RECESS**

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

### **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 1271**, entitled:

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to fees for optometric and ophthalmic services.

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 1483**, entitled:

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet reimbursement for behavior assessment and intervention, with an emergency clause.

Emergency clause adopted.

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 1086**, entitled:

An Act to repeal section 407.725, RSMo, and to enact in lieu thereof one new section relating to real estate repair contractors.

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 1390**, entitled:

An Act to repeal sections 163.191, 173.1006, and 178.638, RSMo, and to enact in lieu thereof four new sections relating to allocation of core-funding increases in state funding for public institutions of higher education.

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 1710**, entitled:

An Act to amend chapter 143, RSMo, by adding thereto one new section relating to refund donations to the Missouri national guard foundation fund.

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 adopted **SCR 19**.

Senator Romine assumed the Chair.

### **SENATE BILLS FOR PERFECTION**

Senator Justus moved that **SB 491**, with **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Justus, **SB 491**, with **SCS** (pending), was placed on the Informal Calendar.

President Pro Tem Dempsey assumed the Chair.

### **REPORTS OF STANDING COMMITTEES**

Senator Schaefer, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **HB 2014**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

### **RESOLUTIONS**

Senators LeVota and Kraus offered Senate Resolution No. 1599, regarding Jim Neighbors, Lee's Summit, which was adopted.

Senator LeVota offered Senate Resolution No. 1600, regarding Daniel Gilbert, Lee's Summit, which was adopted.

Senator LeVota offered Senate Resolution No. 1601, regarding Anthony Deffenbaugh, Blue Springs, which was adopted.

Senator LeVota offered Senate Resolution No. 1602, regarding Jack Knipp, Independence, which was adopted.

Senator Kehoe offered Senate Resolution No. 1603, regarding Dale A. Schmidt, Jefferson City, which was adopted.

Senator Brown offered Senate Resolution No. 1604, regarding Charleen Perschbacher, which was adopted.

Senator Lager offered Senate Resolution No. 1605, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Bob Wood, Unionville, which was adopted.

### **INTRODUCTIONS OF GUESTS**

Senator Pearce introduced to the Senate, Barry R. Randolph, Marshall.

Senator Keaveny introduced to the Senate, Coro Fellow Marcus Brown, St. Louis.

On behalf of Senator Rupp and himself, Senator Schmitt introduced to the Senate, Anita Foelsch, St.

Charles; and Madison Seiders, O'Fallon.

Senator Justus introduced to the Senate, Coro Fellow DeAnna Tipton, St. Louis.

Senator Rupp introduced to the Senate, Michelle, Bailey and Shelby Rhoades, St. Charles.

Senator Lager introduced to the Senate, Coro Fellow Catherine Gilbert, St. Louis.

Senator Dempsey introduced to the Senate, Coro Fellow Sarah Lewis.

Senator Kraus introduced to the Senate, Coro Fellow Ted Delicath.

Senator Chappelle-Nadal introduced to the Senate, Coro Fellow Tiffany Henton.

Senator Wallingford introduced to the Senate, Circuit Clerk Christy Hency and her daughter, Traci, Oran; and Traci was made an honorary page.

Senator Libla introduced to the Senate, Gordon, Sheila, Bethany and Samantha Hahn, Advance; and Liz Montgomery.

Senator Schmitt introduced to the Senate, teachers Marilyn Woodard, Amanda Kempter, Jane Fairbanks, Tracy Ziemba, and fourth grade students from North Glendale Elementary.

Senator Romine introduced to the Senate, Linda Huck, Farmington.

Senator Munzlinger introduced to the Senate, Elaine Carty, and thirty-one students and sponsors from Bowling Green Middle School.

Senator Curls introduced to the Senate, Coro Fellow Cassandra Mele, Los Angeles, California.

On behalf of Senator Pearce, the President introduced to the Senate, Circuit Clerk Deana Aversman, Lafayette County; and circuit clerks from around the state.

Senator Holsman introduced to the Senate, Lali Garcia, former State Representative Paul Rojas and Chris Medina, Kansas City; and representatives of Hispanic Day.

Senator Chappelle-Nadal introduced to the Senate, Feliz Tovar, St. Louis.

Senator Munzlinger introduced to the Senate, 2014 Youth EXCEL Leadership Development Program members: Paige Arment, Becca Burkhart, Travis Gittemeier, Madeline Hager, Blake Joiner, Zach Koenig, Rick Morris, Spencer Nuhn, Elizabeth Tustison, Abby Kertz and Kim Korff, Randolph County.

On behalf of Senator Lamping and himself, Senator Schmitt introduced to the Senate, representatives of Parents as Teachers from around the state.

On behalf of Senator Romine and himself, Senator Keaveny introduced to the Senate, Stephanie Littlefield, University City; and Stephen Littlefield, Potosi.

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

## SENATE CALENDAR

THIRTY-SIXTH DAY—THURSDAY, MARCH 13, 2014

## FORMAL CALENDAR

## SECOND READING OF SENATE BILLS

SB 911-Libla	SB 941-Curls, et al
SB 912-Wasson	SB 942-Sater
SB 913-Wasson and Cunningham	SB 943-Justus
SB 914-Munzlinger	SB 944-Brown, et al
SB 915-Dixon	SB 945-Brown, et al
SB 916-Wallingford	SB 946-Dixon
SB 917-Richard	SB 947-Dixon
SB 918-Holsman	SB 948-Wallingford
SB 919-Justus	SB 949-Munzlinger
SB 920-Munzlinger	SB 950-Holsman
SB 921-Schaaf	SB 951-Holsman
SB 922-Schaaf	SB 952-Dixon
SB 923-Emery	SB 953-Nasheed
SB 924-Emery	SB 954-Cunningham
SB 925-Emery	SB 955-Cunningham
SB 926-Sater	SB 956-Schaaf
SB 927-Lamping	SB 957-Holsman
SB 928-Lamping	SB 958-Nieves
SB 929-Lamping	SB 959-Curls
SB 930-Lamping	SB 960-Munzlinger
SB 931-Nieves	SB 961-Nasheed
SB 932-Nieves	SB 962-Justus
SB 933-Nieves	SB 963-Justus
SB 934-Schaaf	SB 964-Lager
SB 935-Holsman	SB 965-Lager
SB 936-Schaefer	SB 966-Lager
SB 937-Schaefer	SB 967-Lager
SB 938-Pearce	SB 968-Lager
SB 939-Curls	SB 969-Kehoe
SB 940-Curls	SB 970-Kehoe

SB 971-Kehoe	SB 988-Lamping
SB 972-Kehoe	SB 989-Lamping
SB 973-Brown	SB 990-Lamping
SB 974-Rupp	SB 991-Kraus
SB 975-Emery	SB 992-Dempsey
SB 976-Emery	SB 993-Dempsey
SB 977-Schmitt	SB 994-Dixon
SB 978-Schmitt	SB 995-Sifton
SB 979-Schaefer	SJR 49-Cunningham
SB 980-Schaefer	SJR 50-Lamping
SB 981-Schaefer	SJR 51-Lamping
SB 982-Schaefer	SJR 52-Lamping
SB 983-Pearce	SJR 53-Lamping
SB 984-Sifton	SJR 54-Lamping
SB 985-Sifton	SJR 55-Nieves
SB 986-Sifton	SJR 56-Dixon
SB 987-Lamping	SJR 57-Lager

#### HOUSE BILLS ON SECOND READING

HB 1430-Jones (110), et al	HB 1616-Muntzel, et al
HCS for HB 1058	HCS for HB 1079
HB 1133-Engler, et al	HB 1087-Crawford and Franklin
HCS for HB 1051	HB 1141-Love, et al
HJR 48-Solon, et al	HCS for HB 1201
HJR 72-Richardson, et al	HB 1222-Dugger
HCS for HB 1412	HB 1238-Hinson
HCS for HBs 1253 & 1297	HB 1361-Gosen and Wieland
HCS for HB 1295	HCS for HB 1376
HCS for HB 1510	HCS for HB 1523
HCS for HB 1044	HB 1268-Curtman, et al
HB 1081-McCaherty, et al	HB 1092-Lant, et al
HCS for HB 1085	HCS for HJR 47
HB 1126-Dugger and Entlicher	HB 1073-Dugger, et al
HB 1197-Elmer	HB 1110-Rowland
HB 1206-Wilson	HB 1359-Flanigan
HCS for HB 1217	HCS for HBs 1646 & 1515
HB 1270-Lant, et al	HCS for HB 1296
HB 1301-Neth	HB 1496-Reiboldt, et al
HB 1468-Dohrman, et al	HB 1173-Burlison, et al

HCS for HB 1426  
 HCS for HRB 1298  
 HCS for HRB 1299  
 HCS for HB 1501  
 HCS for HBs 1310 & 1236  
 HCS for HB 1261  
 HB 1495-Torpey and Hicks  
 HB 1435-Johnson

HCS for HB 1459  
 HCS for HBs 1307 & 1313  
 HCS for HB 1192  
 HB 1271-Molendorp, et al  
 HB 1483-Molendorp  
 HB 1086-Gosen  
 HB 1390-Thomson, et al  
 HCS for HB 1710

### THIRD READING OF SENATE BILLS

- |   |  |
|---|--|
| 1. SS for SCS for SB 666-Schmitt<br>(In Fiscal Oversight) | 7. SB 667-Schmitt                      |
| 2. SS for SCS for SB 510-Kraus                            | 8. SB 689-Schmitt, et al               |
| 3. SB 615-Dixon   | 9. SS for SB 691-Wasson                |
| 4. SCS for SB 612-Schaaf<br>(In Fiscal Oversight)         | 10. SCS for SB 672-Parson              |
| 5. SCS for SB 524-Cunningham                              | 11. SB 773-Rupp                        |
| 6. SB 523-Emery   | 12. SB 859-Brown (In Fiscal Oversight) |
|   | 13. SB 718-Richard                     |

### SENATE BILLS FOR PERFECTION

- |                                 |                                      |
|---------------------------------|--------------------------------------|
| 1. SB 593-Sater, with SCS       | 11. SB 662-Kraus                     |
| 2. SB 623-Nieves, with SCS      | 12. SB 607-Dixon                     |
| 3. SB 790-Dixon                 | 13. SB 727-Chappelle-Nadal           |
| 4. SB 745-Munzlinger            | 14. SB 716-Brown, with SCS           |
| 5. SB 501-Keaveny               | 15. SB 696-Schaefer                  |
| 6. SJR 34-Emery                 | 16. SB 564-Chappelle-Nadal, with SCS |
| 7. SB 673-Kehoe and Wallingford | 17. SB 660-Wallingford               |
| 8. SRB 714-Lager, with SCS      | 18. SB 675-Kehoe, with SCS           |
| 9. SB 734-Cunningham            | 19. SB 712-Walsh, with SCS           |
| 10. SB 693-Parson               | 20. SB 720-Justus, with SCS          |

### HOUSE BILLS ON THIRD READING

HB 2014-Stream, with SCS (Schaefer)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 491-Justus and Dixon, with SCS  
(pending)

SBs 509 & 496-Kraus, with SCS, SS#2 for  
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)

SS for SB 543-Munzlinger

SB 573-Munzlinger, with SCS

SB 575-Dixon

SB 589-Brown, with SCS, SA 2 & SA 1 to  
SA 2 (pending)

SB 663-Munzlinger, with SCS

SB 723-Parson, with SCS & SA 1 (pending)

SB 731-Nasheed, with SCS & SA 3 (pending)

SB 814-Brown

SJR 25-Lager

SJR 42-Schmitt

CONSENT CALENDAR

Senate Bills

Reported 3/6

SB 701-Lager

SB 631-Wallingford

SB 766-Keaveny

SB 796-Parson

RESOLUTIONS

Reported from Committee

SCR 31-Parson

SCR 32-Schaaf

✓