

Journal of the Senate

SECOND REGULAR SESSION

FORTY-FOURTH DAY—TUESDAY, APRIL 1, 2014

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“The beginning of wisdom is this: Get wisdom, and whatever else you get, get insight. Prize her highly, and she will exalt you; she will honor you if you embrace her.” (Proverbs 4:7)

Almighty God, in our fast and continually changing world we encounter much that would distract us. Keep us from straying from Your wisdom. Through Your Holy Spirit, reveal to us what is truly important, so that we may serve You with our hearts and words and all that we do. 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.

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

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

Wasson—33

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Wasson offered Senate Resolution No. 1700, regarding Leon Heater, Mountain Home, Arkansas, which was adopted.

Senator Romine offered Senate Resolution No. 1701, regarding Edward Joseph Martin, Bonne Terre, which was adopted.

Senator Lamping offered Senate Resolution No. 1702, regarding John James Wolfe, Saint Louis, which was adopted.

Senator Lamping offered Senate Resolution No. 1703, regarding Hugh Vincent Boemer, Saint Louis, which was adopted.

Senator Lamping offered Senate Resolution No. 1704, regarding Edward Hanpeter Cunliff, Saint Louis, which was adopted.

Senator Lamping offered Senate Resolution No. 1705, regarding Jerome Samuel Peters, Saint Louis, which was adopted.

Senator Richard offered Senate Resolution No. 1706, regarding Nii Kpakpo Ekow Abrahams, Joplin, which was adopted.

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 1456**, entitled:

An Act to amend chapter 10, RSMo, by adding thereto two new sections relating to the designation of the state dogs.

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 1547**, entitled:

An Act to amend chapter 10, RSMo, by adding thereto two new sections relating to the designation of the state dogs.

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 1603**, entitled:

An Act to amend chapter 10, RSMo, by adding thereto one new section relating to the designation of

the official state exercise.

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 1553**, entitled:

An Act to repeal section 182.802, RSMo, and to enact in lieu thereof one new section relating to public library district sales taxes.

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 1673**, entitled:

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

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 1692**, entitled:

An Act to repeal sections 247.060 and 247.080, RSMo, and to enact in lieu thereof two new sections relating to public water supply 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 **HB 1707**, entitled:

An Act to repeal sections 174.709, 174.712, and 178.862, RSMo, and to enact in lieu thereof three new sections relating to community college police officers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has

taken up and passed **HB 1712**, entitled:

An Act to repeal section 375.020, RSMo, and to enact in lieu thereof one new section relating to life insurance producers.

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 1831**, entitled:

An Act to repeal section 210.211, RSMo, and to enact in lieu thereof one new section relating to child care facilities.

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 1835**, entitled:

An Act to repeal section 209.040, RSMo, and to enact in lieu thereof one new section relating to blind pension benefit requirements.

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 1866**, entitled:

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

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 1897**, entitled:

An Act to repeal sections 323.010, 323.025, and 323.050, RSMo, and to enact in lieu thereof three new sections relating to propane gas.

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 1968**, entitled:

An Act to repeal sections 354.465, 375.1250, 375.1252, 375.1255, 375.1257, 375.1260, 375.1262, 375.1265, 375.1267, 375.1269, 375.1270, 375.1272, and 375.1275, RSMo, and to enact in lieu thereof thirteen new sections relating to health organizations.

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 2040**, entitled:

An Act to amend chapter 190, RSMo, by adding thereto one new section relating to drug overdose treatment.

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 1380**, entitled:

An Act to repeal sections 178.656, 197.315, 205.968, 208.215, 226.805, 475.120, 552.040, 563.033, 565.030, 630.003, 630.340, 633.020, 633.105, 633.401, and 660.075, RSMo, and to enact in lieu thereof fifteen new sections relating to intellectual and developmental disabilities.

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 1605**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto two new sections relating to mental health awareness designations.

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 2028**, entitled:

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

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1670**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to the designation of Jackie Robinson day.

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 1744**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to the designation of organ donor recognition day.

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 1745**, entitled:

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to a sickle cell standing 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 **HB 1775**, entitled:

An Act to amend chapter 476, RSMo, by adding thereto one new section relating to courthouse security.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

President Pro Tem Dempsey assumed the Chair.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HB 1320**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

President Kinder assumed the Chair.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred

SB 708; SB 499; and **SS** for **SB 782**, 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.

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 **SS No. 3** for **SCS** for **SBs 509** and **496** and **SCS** for **SB 723**, begs leave to report that it has considered the same and recommends that the bills do pass.

THIRD READING OF SENATE BILLS

At the request of Senator Parson, **SCS** for **SB 723** was placed on the Informal Calendar.

SS No. 3 for **SCS** for **SBs 509** and **496**, introduced by Senator Kraus, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 509 and 496

An Act to repeal sections 143.011, 143.021, and 143.151, RSMo, and to enact in lieu thereof four new sections relating to income taxes.

Was taken up.

Senator Pearce assumed the Chair.

On motion of Senator Kraus, **SS No. 3** for **SCS** for **SBs 509** and **496** was read the third time and passed by the following vote:

YEAS—Senators

Brown	Cunningham	Dempsey	Dixon	Emery	Kehoe	Kraus	Lager
Lamping	Libla	Munzlinger	Nieves	Parson	Pearce	Richard	Romine
Sater	Schaaf	Schaefer	Schmitt	Silvey	Wallingford	Wasson—23	

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Justus	Keaveny	LeVota	Nasheed	Sifton
Walsh—9							

Absent—Senator Rupp—1

Absent with leave—Senators—None

Vacancies—1

Senator Kehoe assumed the Chair.

The President declared the bill passed.

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

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

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

SENATE BILLS FOR PERFECTION

Senator Schaaf moved that **SJR 27**, with **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SCS for **SJR 27** was again taken up.

Senator Schaaf moved that **SCS** for **SJR 27** be adopted, which motion prevailed.

On motion of Senator Schaaf, **SCS** for **SJR 27** was declared perfected and ordered printed.

Senator Schmitt moved that **SJR 42** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Wallingford offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Joint Resolution No. 42, Page 1, Section 35(a), Line 10, by inserting immediately after the word “agencies” the following: “, **except rules promulgated by the conservation commission pursuant to section 40(a) of article IV of this constitution,**”; and

Further amend said bill and section, page 2, line 35, by inserting immediately after the word “thereof” the following: “**as provided in subsection 2 of this section**”.

Senator Wallingford moved that the above amendment be adopted.

At the request of Senator Schmitt, **SJR 42**, with **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1302**, entitled:

An Act to repeal section 643.055, RSMo, and to enact in lieu thereof one new section relating to the regulation of residential wood burning appliances.

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 617**, 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 755**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred **SB 769**, 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 830**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Lager, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 841**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Justus, Chairman of the Committee on Progress and Development, submitted the following reports:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 919**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Progress and Development, to which were referred **SB 787** and **SB 804**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Education, to which was referred **SB 795**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 887**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 538**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was

referred **SB 786**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 638** and **SB 647**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wasson, Chairman of the Committee on Financial and Governmental Organizations and Elections, submitted the following reports:

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 578**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 655**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 659**, 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 Financial and Governmental Organizations and Elections, to which was referred **SB 717**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 794**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 866**, 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 824**, 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 the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 724**, begs leave to report that it has considered the same and recommends that the bill do pass.

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 was referred **SB 550**, 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 Governmental Accountability and Fiscal Oversight, to which was referred **SB 819**, 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 Governmental Accountability and Fiscal Oversight, to which were referred **SB 836** and **SB 800**, 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 Governmental Accountability and Fiscal Oversight, to which was referred **SB 842**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Kraus, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 860**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Kehoe, Chairman of the Committee on Transportation and Infrastructure, submitted the following reports:

Mr. President: Your Committee on Transportation and Infrastructure, to which was referred **SB 891**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation and Infrastructure, to which was referred **SB 762**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Lamping, Chairman of the Committee on Seniors, Families and Pensions, submitted the following report:

Mr. President: Your Committee on Seniors, Families and Pensions, to which was referred **SB 875**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 671**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

RECESS

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

RESOLUTIONS

Senator Brown offered Senate Resolution No. 1707, regarding Larry Wheeler, St. Robert, which was adopted.

Senator Lager offered Senate Resolution No. 1708, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Robert Newberry, Ravenwood, 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 **SCS** for **SJR 27**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Dempsey referred **SCS** for **SJR 27** to the Committee on Governmental Accountability and Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator Schmitt moved that **SJR 42**, with **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 was again taken up.

Senator Wallingford moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Cunningham, Justus, Keaveny and Kehoe.

On motion of Senator Wallingford, **SA 1** was adopted by the following vote:

YEAS—Senators

Chappelle-Nadal	Cunningham	Dempsey	Holsman	Justus	Keaveny	Kehoe	Kraus
Nasheed	Pearce	Richard	Sater	Schmitt	Sifton	Silvey	Wallingford
Walsh	Wasson—18						

NAYS—Senators

Brown	Curls	Dixon	Emery	Lager	Lamping	LeVota	Libla
Munzlinger	Nieves	Parson	Romine	Schaaf	Schaefer—14		

Absent—Senator Rupp—1

Absent with leave—Senators—None

Vacancies—1

Senator Lager offered **SS** for **SJR 42**, entitled:

SENATE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 42

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article III of the Constitution of Missouri, and adopting one new section relating to the joint committee on administrative rules.

Senator Lager moved that **SS** for **SJR 42** be adopted.

At the request of Senator Schmitt, **SJR 42**, with **SS** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

April 1, 2014

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

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

Harold Edward Wildberger, 2414 Dewey Street, Saint Joseph, Buchanan County, Missouri 64505, as a member of the Sentencing and Corrections Oversight Commission, for a term ending March 11, 2016, and until his successor is duly appointed and qualified; vice, RSMo. 217.147.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

April 1, 2014

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

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

Jenny Frisbee, 2230 Bay Tree Drive, Saint Peters, Saint Charles County, Missouri 63376, as a member of the Behavior Analyst Advisory Board, for a term ending January 4, 2019, and until her successor is duly appointed and qualified; vice, Jessa R. Love, term expired.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

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

SENATE BILLS FOR PERFECTION

Senator Rupp moved that **SB 741** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senators Rupp and Parson offered **SS** for **SB 741**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 741

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 existing penalty provisions.

Senator Rupp moved that **SS** for **SB 741** be adopted, which motion prevailed.

On motion of Senator Rupp, **SS** for **SB 741** was declared perfected and ordered printed.

Senator Lager moved that **SB 490**, with **SCS**, be taken up for perfection, which motion prevailed.

At the request of Senator Lager, **SB 490**, with **SCS**, was placed on the Informal Calendar.

Senator Kehoe moved that **SB 674** be taken up for perfection, which motion prevailed.

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

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 674, Page 2, Section 8.007, Line 34, by striking the words "and alcoholic"; and Further amend said bill, page 3, section 34.425, line 3, by striking the words "and alcoholic".

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

On motion of Senator Kehoe, **SB 674** was declared perfected and ordered printed.

At the request of Senator LeVota, **SB 644** was placed on the Informal Calendar.

Senator Curls moved that **SB 680**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 680**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 680

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to eligibility for food stamps.

Was taken up.

Senator Curls moved that **SCS** for **SB 680** be adopted.

The Senate observed a moment of silence for Lewis County C-1 School District students involved in a bus accident.

Senator Kehoe assumed the Chair.

Senator Sater offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 680, Page 2, Section 208.247, Line 36, by inserting after all of said line the following:

“4. The exemption under this section shall not apply to individuals who have had three subsequent controlled substance felony offenses after being released from custody or, if not committed to custody, after the first felony controlled substance conviction.”

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

Senator Curls moved that **SCS** for **SB 680**, as amended, be adopted, which motion prevailed.

On motion of Senator Curls, **SCS** for **SB 680**, as amended, was declared perfected and ordered printed.

On motion of Senator Richard, the Senate recessed until 8:30 p.m.

RECESS

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

RE-REFERRALS

President Pro Tem Dempsey re-referred **HB 1557** to the Committee on Transportation and Infrastructure.

SENATE BILLS FOR PERFECTION

Senator Walsh moved that **SB 712**, with **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Walsh offered **SS** for **SCS** for **SB 712**, entitled:

**SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 712**

An Act to amend chapter 285, RSMo, by adding thereto six new sections relating to domestic violence.

Senator Walsh moved that **SS** for **SCS** for **SB 712** be adopted.

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

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 712, Pages 7-8, Section 285.640, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Romine moved that the above amendment be adopted.

Senator Walsh requested a roll call vote be taken on the adoption of **SA 1** and was joined in her request by Senators Curls, Holsman, Justus and LeVota.

SA 1 was adopted by the following vote:

YEAS—Senators

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

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Justus	Keaveny	LeVota	Nasheed	Schaefer
Sifton	Walsh—10						

Absent—Senator Rupp—1

Absent with leave—Senators—None

Vacancies—1

At the request of Senator Walsh, **SB 712**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SB 741**; **SCS** for **SB 680**; and **SB 674**, 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.

SENATE BILLS FOR PERFECTION

Senator Kraus moved that **SB 829**, with **SCS**, be taken up for perfection, which motion prevailed. **SCS** for **SB 829**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 829

An Act to repeal section 136.300, RSMo, and to enact in lieu thereof one new section relating to tax liability disputes.

Was taken up.

Senator Kraus moved that **SCS** for **SB 829** be adopted, which motion prevailed.

Senator Pearce assumed the Chair.

On motion of Senator Kraus, **SCS** for **SB 829** was declared perfected and ordered printed.

Senator Dixon moved that **SB 584** be taken up for perfection, which motion prevailed.

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

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 584, Page 4, Section 144.010, Line 104, by inserting immediately after

“attractions” the following: “. **Such sales shall not include sales for admission and seating accommodations, or fees paid to, or in any place exempt from taxation under subdivision (21) of subsection 2 of section 144.030**”; and

Further amend said bill, Page 6, Section 144.018, Line 32, by inserting after “attractions.” the following: “**Such sales shall not include sales for admission and seating accommodations, or fees paid to, or in any place exempt from taxation under subdivision (21) of subsection 2 of section 144.030.**”; and

Further amend said bill, Page 7, Section 144.020, Line 23, by inserting immediately after “attractions” the following: “. **Such tax shall not include sales for admission and seating accommodations, or fees paid to, or in any place exempt from taxation under subdivision (21) of subsection 2 of section 144.030**”.

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

Senator Cunningham offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 584, Page 1, In the Title, Lines 3-4, by striking the following: “tax on places of amusement, entertainment, recreation, games, and athletic events” and inserting in lieu thereof the following: “and use taxes”; and

Further amend said bill, page 9, section 144.020, line 73, by inserting immediately after said line the following:

“144.044. 1. As used in this section, the following terms mean:

(1) “Sale of a modular unit”, a transfer of a modular unit as defined in section 700.010;

(2) “Sale of a new manufactured home”, a transfer of a manufactured home, as defined in section 700.010, which involves the delivery of the document known as the manufacturer’s statement of origin to a person other than a manufactured home dealer, as dealer is defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(3) “Sale of a used manufactured home”, any subsequent sale of a manufactured home as defined in section 700.010, which does not qualify as “new” as defined in subdivision (9) of section 700.010.

2. In the event of the sale of a new manufactured home, forty percent of the purchase price, as defined in section 700.320, shall be considered the sale of a service and not the sale of tangible personal property. In addition to the exemptions granted under the provisions of section 144.030, the sale of services as defined in this section shall be specifically exempted from the provisions of sections 238.235 and 238.410, the local sales tax law as defined in section 32.085, sections 144.010 to 144.525 and 144.600 to [144.745] **144.761**, and from the computation of the tax levied, assessed or payable under sections 238.235 and 238.410, the local sales tax law as defined in section 32.085, sections 144.010 to 144.525 and 144.600 to [144.745] **144.761**, and section 238.235.

3. In the event of the sale of a new modular unit, forty percent of the retail sale of the unit or forty percent of the manufacturer’s sales price of the unit if the manufacturer makes a sale to a consumer that is

not a retail sale, plus any carrier charge and freight charges shall be considered the sale of a service and sixty percent shall be the retail sale of tangible personal property. In addition to the exemptions granted under the provisions of section 144.030, the sale of services as defined in this section shall be specifically exempted from the provisions of sections 238.235 and 238.410, the local sales tax law as defined in section 32.085, sections 144.010 to 144.525 and 144.600 to [144.745] **144.761**, and from the computation of the tax levied, assessed, or payable under sections 238.235 and 238.410, the local sales tax law as defined in section 32.085, sections 144.010 to 144.525 and 144.600 to [144.745] **144.761**, and section 238.235.

4. In addition to the exemptions granted under the provisions of section 144.030, the sale of a used manufactured home as defined in this section shall be specifically exempted from the provisions of sections 238.235 and 238.410, the local sales tax law as defined in section 32.085, sections 144.010 to 144.525 and 144.600 to 144.761, and from the computation of the tax levied, assessed, or payable under sections 238.235 and 238.410, the local sales tax law as defined in section 32.085, sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235.”; and

Further amend the title and enacting clause accordingly.

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

On motion of Senator Dixon, **SB 584**, as amended, was declared perfected and ordered printed.

Senator Nieves moved that **SB 777**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 777**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 777

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.

Was taken up.

Senator Nieves moved that **SCS** for **SB 777** be adopted, which motion prevailed.

On motion of Senator Nieves, **SCS** for **SB 777** was declared perfected and ordered printed.

Senator Romine moved that **SB 739**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 739**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 739

An Act to repeal sections 208.010, 208.151, 208.631, 208.670, 208.952, 208.955, 208.990, 208.991, and 473.398, RSMo, and to enact in lieu thereof nineteen new sections relating to the MO HealthNet program, with penalty provisions.

Was taken up.

Senator Romine moved that **SCS** for **SB 739** be adopted.

Senator Romine offered **SS** for **SCS** for **SB 739**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 739

An Act to repeal sections 208.010, 208.151, 208.152, 208.631, 208.670, 208.952, 208.955, 208.990, 208.991, and 473.398, RSMo, and to enact in lieu thereof twenty new sections relating to the MO HealthNet program, with penalty provisions.

Senator Romine moved that **SS** for **SCS** for **SB 739** be adopted.

Senator Lamping offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill 739, Page 83, Section 473.398, Line 3 of said page, by inserting after all of said line the following:

“Section 1. The department of social services shall not expand eligibility services for individuals age nineteen to sixty-four, who are not otherwise eligible for MO HealthNet services under this chapter, who qualify for MO HealthNet services under section 42 U.S.C. 1396a(a)(10)(A)(i)(VIII) and as set forth in 42 CFR 435.119, and who have income at or below one hundred thirty-three percent of the federal poverty level plus five percent of the applicable family size as determined under 42 U.S.C. 1396a(e)(14) under the provisions set forth in 42 CFR 435.603, under the federal Patient Protection and Affordable Care Act, Public Law 111-148, as amended by the federal Health Care and Education Reconciliation Act of 2010, Public Law 111-152, and any amendments thereto, unless it is enacted into law through referendum as prescribed by Article III, Section 52(a) of the Missouri Constitution.”; and

Further amend the title and enacting clause accordingly.

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

Senator Lamping offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 739, Page 1, Section 1, Line 12 of said amendment by inserting after “435.603,” the following: **“or direct or assist a MO HealthNet participant to enroll in a plan offered by a health care exchange, whether federally facilitated, state based, or operated on a partnership basis,”**.

Senator Lamping moved that the above amendment be adopted.

Senator Schmitt assumed the Chair.

Senator Sifton offered **SSA 1** for **SA 1** to **SA 1**:

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

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill

No. 739, Page 1, Line 3, by striking the word “not”; and further amend lines 15-17 by striking all of said lines and inserting in lieu thereof the following: “**any amendments thereto.**”; and”.

Senator Sifton moved that the above substitute amendment be adopted.

Senator Schaaf raised the point of order that **SSA 1** for **SA 1** to **SA 1** is out of order in that it is in the third degree.

The point of order was referred to the President Pro Tem who took it under advisement, which placed **SB 739**, with **SCS**, **SS** for **SCS**, **SA 1**, **SA 1** to **SA 1**, **SSA 1** for **SA 1** to **SA 1** and the point of order (pending), on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCS** for **SB 777** and **SCS** for **SB 829**, 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.

INTRODUCTIONS OF GUESTS

Senator Pearce introduced to the Senate, Jeffrey A. Huffman, University of Central Missouri.

On behalf of Senators Holsman, Curls and herself, Senator Justus introduced to the Senate, Randy Wisthoff and Laura Berger, Kansas City.

Senator Libla introduced to the Senate, Randy and Lorrie Schulz, Poplar Bluff.

Senator Silvey introduced to the Senate, his grandmother, Joann Silvey, Chillicothe.

Senator Schaaf introduced to the Senate, Chris Larson and twenty-nine students from Central High School, St. Joseph.

On behalf of Senator Pearce, the President introduced to the Senate, Chris Kaiser, Higginsville.

On behalf of Senator Kehoe, the President introduced to the Senate, Brenda Raymer, Rachel Ratcliff, parents and forty-five fourth grade students from St. Peter’s Inter-parish School, Jefferson City.

On behalf of Senator Emery and himself, Senator Pearce introduced to the Senate, Fred Wilson, Warrensburg; and Charlie Burton, Drexel.

Senator Schmitt introduced to the Senate, Chancellor Dennis Michaelis, St. Louis Community College.

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

SENATE CALENDAR

FORTY-FIFTH DAY—WEDNESDAY, APRIL 2, 2014

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2029-Cierpiot	HCS for HB 1389
HCS for HB 1189	HB 1456-Hoskins, et al
HCS for HB 1779	HB 1547-Dohrman, et al
HCS for HB 1685	HB 1603-Conway and Kratky
HB 1642-Bahr	HB 1553-Dohrman, et al
HCS for HB 1225	HB 1673-Houghton
HB 1723-Davis and Lynch	HB 1692-Korman
HCS for HB 1218	HB 1707-Conway
HCS for HB 1091	HB 1712-Molendorp
HCS for HB 1374	HCS for HB 1831
HCS for HBs 1735 & 1618	HB 1835-Haar, et al
HCS for HB 1729	HB 1866-Schatz, et al
HCS for HB 1631	HB 1897-Kolkmeyer
HB 1245-Hampton, et al	HB 1968-Gosen
HCS for HB 1447	HCS for HB 2040
HCS for HBs 1665 & 1335	HB 1380-Peters and Ellington
HB 1693-Barnes	HCS for HB 1605
HCS for HBs 1861 & 1864	HB 2028-Peters, et al
HB 1651-Fraker	HB 1670-Dunn, et al
HCS for HB 1514	HB 1744-Walton Gray, et al
HB 1602-Engler and Black	HCS for HB 1745
HB 1724-Davis and Lynch	HB 1775-Colona and Hodges
HB 1804-Riddle, et al	HCS for HB 1302
HB 1184-Grisamore	

THIRD READING OF SENATE BILLS

- | | |
|---|--|
| 1. SS for SCS for SB 666-Schmitt (In
Fiscal Oversight) | 3. SB 693-Parson (In Fiscal Oversight) |
| 2. SB 727-Chappelle-Nadal (In Fiscal Oversight) | 4. SS for SCS for SB 720-Justus (In
Fiscal Oversight) |

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|--|-----------------------------------|
| 5. SS for SB 673-Kehoe (In Fiscal Oversight) | 10. SS for SB 741-Rupp and Parson |
| 6. SB 708-Sifton | 11. SCS for SB 680-Curls |
| 7. SB 499-Keaveny | 12. SB 674-Kehoe |
| 8. SS for SB 782-Romine | 13. SCS for SB 777-Nieves |
| 9. SCS for SJR 27-Schaaf and Dixon (In Fiscal Oversight) | 14. SCS for SB 829-Kraus |

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| 1. SB 553-Emery, with SCS | 25. SB 919-Justus |
| 2. SB 707-Wasson, with SCS | 26. SBs 787 & 804-Justus, with SCS |
| 3. SB 785-Kehoe, with SCS | 27. SB 795-Lager |
| 4. SB 818-Kehoe | 28. SB 887-Schaefer |
| 5. SB 846-Richard | 29. SB 538-Keaveny and Holsman |
| 6. SB 628-Schaaf | 30. SB 786-Schmitt |
| 7. SB 812-Parson | 31. SBs 638 & 647-Romine, with SCS |
| 8. SB 729-Romine, with SCS | 32. SB 578-Kraus |
| 9. SB 774-Dempsey, with SCS | 33. SB 655-Kraus |
| 10. SB 555-Nasheed | 34. SB 659-Wallingford, with SCS |
| 11. SB 850-Munzlinger and Holsman, with SCS | 35. SB 717-Brown |
| 12. SB 892-Kraus, with SCS | 36. SB 794-Chappelle-Nadal |
| 13. SB 809-Wasson, with SCS | 37. SB 866-Wasson and Cunningham |
| 14. SB 706-Cunningham, with SCS | 38. SB 824-Dixon, with SCS |
| 15. SB 500-Keaveny | 39. SB 724-Parson |
| 16. SB 695-Keaveny | 40. SB 550-Sater, with SCS |
| 17. SJR 26-Lager | 41. SB 819-Wallingford, with SCS |
| 18. SB 890-Kehoe | 42. SBs 836 & 800-Munzlinger, with SCS |
| 19. SB 754-Sater and Justus | 43. SB 842-Parson |
| 20. SB 617-Rupp, with SCS | 44. SB 860-Cunningham |
| 21. SB 755-Wallingford | 45. SB 891-Kehoe |
| 22. SB 769-Pearce, with SCS | 46. SB 762-Schaefer, with SCS |
| 23. SB 830-Parson | 47. SB 875-Sater, with SCS |
| 24. SB 841-Wasson, with SCS | 48. SB 671-Sater |

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SCS for SB 723-Parson

SENATE BILLS FOR PERFECTION

SB 490-Lager and Kehoe, with SCS	SB 692-Wasson, with SA 1 (pending)
SB 491-Justus and Dixon, with SCS (pending)	SB 712-Walsh, with SCS & SS for SCS (pending)
SB 501-Keaveny	SB 734-Cunningham
SB 518-Sater, with SCS, SA 2 & SA 1 to SA 2 (pending)	SB 739-Romine, with SCS, SS for SCS, SA 1 SA 1 to SA 1, SSA 1 for SA 1 to SA 1 & point of order (pending)
SB 519-Sater, with SS & SA 1 (pending)	SB 790-Dixon, with SA 3 & point of order (pending)
SS for SB 543-Munzlinger	SB 814-Brown
SB 573-Munzlinger, with SCS	SB 854-Wasson, with SCS
SB 575-Dixon	SJR 25-Lager
SB 589-Brown, with SCS, SA 2 & SA 1 to SA 2 (pending)	SJR 34-Emery
SB 599-Kraus, with SCS & SA 2 (pending)	SJR 42-Schmitt, with SS (pending)
SB 644-LeVota	
SB 663-Munzlinger, with SCS	

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

HB 2014-Stream, with SCS (Schaefer)

RESOLUTIONS

Reported from Committee

SCR 28-Pearce, et al, with SCS	SCR 37-Kehoe
SCR 33-Wallingford	SCR 40-Lager
SCR 36-Wasson	HCR 4-English, et al

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