

Journal of the Senate

NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF MISSOURI SECOND REGULAR SESSION VETO SESSION

FIRST DAY—WEDNESDAY, SEPTEMBER 10, 2014

The Senate was called to order in Veto Session by Lieutenant Governor Peter Kinder.

Reverend Carl Gauck offered the following prayer:

“Turn now, O God of host look down from heaven; behold and tend this vine; preserve what your right hand has planted.” (Psalm 80:14-15)

Gracious God, we gather as required to do what is expected during this session. But it also gives us time to come together, so we can enjoy our time with one another and prepare to say our goodbyes to colleagues who leave us. So look upon us and bless our efforts and our calling so we might be of service to You and our people. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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	Sater
Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—32

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

The Lieutenant Governor was present.

Photographers from KMIZ, KOLR-TV, the Associated Press, Gasconade County Republican, KTVI-TV, KCTV, St. Louis Review, KRCG-TV, Missouri Digital News, KOMU, The Missouri Times, The

Missouri Torch.com, St. Louis Post Dispatch, Examiner.com and Columbia Tribune were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

Senator Richard offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Senator Richard offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate that the rules of the Senate, as adopted by the Ninety-seventh General Assembly, Second Regular Session, be declared to be the rules of the Veto Session of the Ninety-seventh General Assembly.

COMMUNICATIONS FROM THE GOVERNOR

The following communications, regarding vetoed Senate Bills were received by the Secretary of State, reading of which was waived:

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

June 11, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 entitled:

AN ACT

To repeal sections 143.451, 144.021, and 144.080, RSMo, and to enact in lieu thereof four new sections relating to taxation, with existing penalty provisions.

I disapprove of Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662. My reasons for disapproval are as follows:

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 would continue a damaging trend by the General Assembly to enact special tax exemptions and credits that pick winners and losers through the tax code and shift a greater proportion of the tax burden to the majority of Missourians unable to utilize such loopholes. Not a penny of the special breaks in this bill or in the others that I am vetoing today¹ was taken into account in the Fiscal Year 2015 budget passed by the General Assembly, leaving it significantly out of balance and requiring swift action to protect the State's fiscal well-being. This is fiscally irresponsible and cannot receive my support.

In enacting Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 and its brethren in the final hours of the legislative session, the General Assembly disregarded the normal legislative process, slipping in costly provisions without public hearings and without fiscal notes reflecting the impact on the state budget. And just as legislators ignored the legislative process, so too did they disregard the budget process by passing a budget just a week earlier that failed to account for this final day spending spree. Unlike the fiscal impact of Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill Nos. 509 & 496, which today's lawmakers have conveniently foisted off on future budgets for education, public safety and other vital public services, the fiscal impact of the special breaks I am vetoing

¹ Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612; Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693; House Committee Substitute for Senate Bill No. 727; Senate Committee Substitute for Senate Bill No. 829; Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860; Senate Committee Substitute for House Committee Substitute for House Bill No. 1296; House Bill No. 1455; and Senate Substitute for Senate Committee Substitute for House Bill No. 1865.

today would begin impacting budgets in the fiscal year starting in less than 30 days. There are no delays, triggers, or other gimmicks that could be touted as shielding education, public safety, and other vital public services, at both the state and local level,² from the projected \$776 million in state and local revenue legislators voted to send to narrow special interests on the last day of session. While the General Assembly may have abdicated its fiscal responsibilities in failing to account for this budgetary impact, the resulting imbalance cannot be ignored and will have to be corrected through dramatic spending reductions.

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 and the other measures I am vetoing today would add to the more than 260 sales tax exemptions and tax credits that litter Missouri's tax code without requiring the creation of a single new job. The continued erosion of the tax base through such individualized exemptions and credits violates well-established principles of sound tax policy calling for a broad tax base so that tax rates can remain low. The General Assembly has ignored repeated calls to reduce these costly and inefficient carve-outs and has instead rushed through many more, leaving Missouri families to pick up the tab for education and vital public services.

The unabated growth of such special carve-outs and the fiscal irresponsibility of failing to budget for them are all the more troubling when the General Assembly is simultaneously seeking to raise taxes on all Missourians with what could be the largest tax hike in Missouri history. While the benefits of the more than one billion dollars in annual tax breaks passed by the legislature over the past two months will go disproportionately to the wealthy, the burden of this multi-billion dollar tax increase for transportation would fall disproportionately on Missouri's working families and seniors.

The special breaks in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 and the other bills that I am vetoing today are not the mere clarifications that their supporters claim. Instead, they seek to overrule no fewer than twenty Missouri Supreme Court decisions going back to 1977 that have been followed by the department of revenue over the course previous and current administrations. In nearly every one of the cases sought to be overturned, the court ruled that the law enacted by the General Assembly required a tax to be collected, notwithstanding that a particular businesses had hoped to be excused from the legal obligations we all share. While it is well within the rights of a losing litigant to petition their elected representatives, it is wholly disingenuous to call doing so here anything other than what it is—seeking a special exemption from the law, as currently written and as confirmed by the courts.

Throughout my time as Governor, I have worked with legislators on fiscally responsible ways to improve our tax code while protecting our state's fiscal health, including the four tax cuts that I have signed into law. Even during this legislative session, I worked directly with legislators to put forward a specific, concrete proposal that would have lowered taxes for Missourians and reined in costly and inefficient tax credits for special interests, broadened the overall tax base and reduced tax rates, while protecting our ability to invest in education and other vital public services. Unfortunately, the General Assembly refused to enact this broad tax relief in favor of narrow giveaways like those contained in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 and the other bills I am vetoing today. For the reasons stated herein, this is an endeavor I cannot support.

Retroactive Immunity

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 would mandate governmental notification before a business is under any legal obligation to collect and remit sales tax under an administrative or judicial decision that modifies the items subject to tax. As with the various other tax measures the General Assembly rushed through on the last day of session, the Fiscal Year 2015 budget they enacted fails to account for the reduction in revenue that would result from this provision.³

Mandatory governmental notification before a law applies would turn on its head the long-standing principle of our democracy that individuals are presumed to know the law. It is one thing to require the government to provide information about recent developments in the law so that those affected can adjust their prospective conduct accordingly, but it is quite another to condition whether that law even applies on whether someone has received a personal notification of the law's existence. This kind of governmental paternalism is unprecedented. This legislative

² In addition to impacting the general local sales tax imposed under Section 32.085, exemptions from local sales tax would reduce revenue collected through numerous voter-approved local sales taxes that are targeted to specific, community supported needs. Examples include the County Anti-Drug Sales Tax, Sections 67.391, 67.392, RSMo; County Construction Sales Tax, Sections 67.550, 67.590, RSMo; Museums and Festivals Sales Tax, Sections 67.571, 67.578, RSMo; Law Enforcement Services Sales Tax, Sections 67.582, 67.584, 92.500, RSMo; Capital Improvements Sales Tax, Sections 67.700, 67.730, 94.577, 94.578, 94.890, RSMo; Storm Water Control and Public Works Sales Tax, Sections 67.701, 67.729, 94.413, RSMo; Public Recreation Projects and Programs Sales Tax, Sections 67.745, 67.782, RSMo; Regional Recreation Districts Sales Tax, Section 67.799, RSMo; Perry County Senior Services and Youth Programs Sales Tax, Section 67.997, RSMo; Economic Development Sales Tax, Sections 67.1300, 67.1303, 67.1305, 94.1008, 94.1010, 94.1012, RSMo; Community Improvement Districts Sales Tax, Section 67.1545, RSMo; Metropolitan Parks and Recreation Districts Sales Tax, Section 67.1712, RSMo; Children's Services Sales Tax, Section 67.1775, RSMo; Water Quality, Tourism, and Infrastructure Sales Tax, Section 67.1922, RSMo; Tourism Community Enhancement Districts Sales Tax, Section 67.1959, RSMo; Exhibition Center and Recreational Facility Districts Sales Tax, Section 67.2000, RSMo; Tourism Promotion Sales Tax, Section 67.2030, RSMo; Construction of Women's and Children's Shelter Sales Tax, Section 67.2040, RSMo; Theater, Cultural Arts, and Entertainment Districts Sales Tax, Section 67.2530, RSMo; Parks, Trails, and Greenways Districts Sales Tax, Section 67.5012, RSMo; Mass Transit Sales Tax, Section 92.402, RSMo; Public Safety Sales Tax, Sections 94.579, 94.581, 94.900, 94.902, RSMo; Community Center Sales Tax, Section 94.585, RSMo; Transportation Sales Tax, Sections 94.605, 94.660, 94.705, RSMo; Historical Locations and Museums Sales Tax, Section 94.950, RSMo; Medical Care for the Medically Indigent Sales Tax, Section 94.1000, RSMo; Kansas City Zoological District Sales Tax, Sections 94.1000, 184.503, RSMo; Transportation Development District Sales Tax, Section 238.235, RSMo; County Transit Authority Sales Tax, Section 238.410, RSMo; and Storm Water Control and Parks Sales Tax, Section 644.032, RSMo.

³ Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612, which I am also vetoing today, contains a similar provision, but it does not prohibit a business that was properly collecting tax from claiming a refund for taxes paid prior to receiving the notice confirming their obligation to continue doing so. By expressly prohibiting refunds in such situations, Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 would have a significantly lower fiscal impact than the similar provision in Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612.

session alone the General Assembly passed nearly 200 bills modifying thousands of pages of Missouri law that apply to all manner of conduct. The General Assembly should not have to send a letter to every Missourian no power before this legion of new laws takes effect. Similarly, every potential criminal should not have to receive a notice describing this year's revisions to the state's criminal code before they can be prosecuted under it.

This provision in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 also misunderstands the tax law. Although a decision of the director of revenue is listed as an example of a "modification" triggering notification under the bill, the director has no power to finally determine whether an item is taxable or not; that authority lies solely with those who write the tax laws—the General Assembly—and those that finally interpret them—the Missouri Supreme Court. *See* Mo. Const. Art. V, Sec. 3 (giving the Missouri Supreme Court exclusive appellate jurisdiction over the construction of the revenue laws of this state). Similarly, a decision of the administrative hearing commission is listed as something that can trigger notification under the bill. However, while the administrative hearing commission has the power to hear individual disputes, a decision of that body is not binding beyond the parties, and therefore it cannot finally "modify" what is or is not taxable for other affected sellers.

Although a decision of the Missouri Supreme Court might "change[] which items of tangible personal property or services are taxable" within the meaning of the bill, the decisions that purportedly prompted this provision and many of the new exemptions passed on the final day of the legislative session did not. In each of those cases, the Missouri Supreme Court found that the current law, as enacted by the General Assembly, required a tax to be paid, notwithstanding that a particular business had tried to get out of this legal obligation.⁴ The decisions did not newly subject some item to tax; instead, they simply confirmed that such items were and are taxable. However, there is nothing in the bill preventing a business from arguing that court decisions like these are "modifications" triggering notification to all affected sellers that the Missouri Supreme Court has confirmed that what was always taxable continues to be taxable.

The bill provides far-reaching consequences for such a notification. Under the bill, a failure to notify an affected seller "shall relieve such seller of liability for taxes that would be due under the modification." *See* Section 144.021.2. Accordingly, receiving a notification gives any business that was not collecting taxes prior to the notice retroactive immunity for taxes that the Missouri Supreme Court has confirmed should have been collected. Under this bill, even the specific business that sought to avoid paying taxes, hired a lawyer to litigate the issue, and lost in court, could argue that it has no tax liability for the taxes the court ordered it to pay prior to being notified about the decision in its own case.

The problems with this provision extend beyond retroactive immunity to the additional governmental intrusion and burden on taxpayers resulting from the requirement to provide a personal notification to each and every affected seller. Such individualized notification will require the department of revenue to more closely and more frequently scrutinize sales data and other business information it obtains and to potentially require additional information in order to determine precisely which businesses might be affected by a given decision. In addition, because addresses, ownership and personal contact information change over time, the department would need to gather updated information more frequently and perhaps maintain a database of such information to ensure cost-effective compliance with the personalized notification requirement of the bill. The need to continually maintain up-to-date information would result in additional burdens for taxpayers that could be avoided with a less onerous, and likely more effective, method of providing generalized notice of updates in the law than the personal notification mandated by Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662.

If it were to become law, Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 would create no shortage of work for tax attorneys and consultants. It provides a clear incentive for businesses to engage in otherwise unnecessary litigation in the hopes of obtaining a "decision" arguably constituting a "modification" in order to trigger individual notification and then retroactive immunity if they were violating the law. Moreover, it will require all taxpayers to bear the cost of staffing and postage to comply with the personal notification mandate, while putting additional burdens on businesses through additional government intrusion into their affairs. While providing up-to-date information to taxpayers is a laudable policy, Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 fails to accomplish it and instead puts additional burden on taxpayers and significantly reduces state and local revenue. Accordingly, this measure does not receive my support.

Special Exemption for Personal Seat Licenses

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 would exempt from tax a right of first refusal for tickets sold at the Sprint Center in Kansas City. As with the other new exemptions enacted in this and similar bills, the General Assembly failed to account for the fiscal impact of this exemption in the Fiscal Year 2015 budget they enacted. It is unclear why this activity should receive a new special tax exemption, and it is even more unclear why the General Assembly would pass a special law, potentially violating the Missouri Constitution, in order to effectuate it. Unfortunately, because this provision never received a public hearing, the answer remains as elusive as my support.

Corporate Income Allocation

⁴ This is true whether it was the court reaffirming this year that the tax a laundry first sought to avoid had been in place since at least 1989, *see AAA Laundry & Linen Supply Co. v. Director of Revenue*, 425 S.W.3d 126, 127 (Mo. banc 2014) (discussing *Unitog Rental Services, Inc. v. Director of Revenue*, 779 S.W.2d 568 (Mo. banc 1989)), affirming that the General Assembly's laws did not exempt the purchases claimed as tax free by convenience stores, restaurants, or grocery stores, *see Aquila Foreign Qualifications Corp. v. Director of Revenue*, 362 S.W.3d 1, 2 (Mo. banc 2012); *Brinker Missouri, Inc. v. Director of Revenue*, 319 S.W.3d 433, 435 (Mo. banc 2010); *Union Elec. Co. v. Director of Revenue*, 425 S.W.3d 118, 120 (Mo. banc 2014), or clarifying in 2008 that "tax is due for 'fees paid to, or in any place of amusement, entertainment or recreation,'" *see Michael Jaudes Fitness Edge, Inc. v. Director of Revenue*, 248 S.W.3d 606 (Mo. banc 2008) (affirming denial of refund claim for taxes paid at fitness center based on *Wilson's Total Fitness Center, Inc. v. Director of Revenue*, 38 S.W.3d 424 (Mo. banc 2001)).

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 would enable additional businesses to reduce their corporate income taxes by utilizing an alternative method of calculating the amount of their income that is derived in Missouri. Legislation enacted last year authorized this alternative allocation method for manufacturers and other businesses selling tangible personal property. This provision would expand this alternative method to sellers of intangible personal property and service providers such as law firms, accounting firms, stock brokers, bond traders, real estate holding companies, and consultants.

Like many of the tax measures enacted during the final hours of the legislative session, this provision was never the subject of a public hearing and was not accounted for in the Fiscal Year 2015 budget passed by the General Assembly. A change to Missouri's tax policy that would reduce state revenues by up to \$15 million annually according to the legislature's own estimate should be the subject of open debate, and the foregone revenue must be accounted for in the budget in order to receive my support.

In accordance with the above-stated reasons, I am returning Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662 without my approval.

Sincerely,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY

65102

June 11, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Senate Committee Substitute for Senate Bill No. 829 entitled:

AN ACT

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

I disapprove of Senate Committee Substitute for Senate Bill No. 829. My reasons for disapproval are as follows:

Senate Committee Substitute for Senate Bill No. 829 would continue a damaging trend by the General Assembly to enact special tax exemptions and credits that pick winners and losers through the tax code and shift a greater proportion of the tax burden to the majority of Missourians unable to utilize such loopholes. Not a penny of the special breaks that I am vetoing today¹ or the provisions of this bill making such special breaks far easier to exploit was taken into account in the Fiscal Year 2015 budget passed by the General Assembly, leaving it significantly out of balance and requiring swift action to protect the State's fiscal well-being. This is fiscally irresponsible and cannot receive my support.

In enacting Senate Committee Substitute for Senate Bill No. 829 and its brethren in the final hours of the legislative session, the General Assembly disregarded the normal legislative process, slipping in costly provisions without public hearings and without fiscal notes reflecting the impact on the state budget. And just as legislators ignored the legislative process, so too did they disregard the budget process by passing a budget just a week earlier that failed to account for this final day spending spree. Unlike the fiscal impact of Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill Nos. 509 & 496, which today's lawmakers have conveniently foisted off on future budgets for education, public safety and vital public services, the fiscal impact of the special breaks I am vetoing today would begin impacting budgets in the fiscal year starting in less than 30 days. There are no delays, triggers, or other gimmicks that could be touted as shielding education, public safety, and other vital public services, at both the state and local level, from the projected \$776 million in state and local revenue legislators voted to send to narrow special interests on the last day of session. While the General Assembly may have abdicated its fiscal responsibilities in failing to account for this budgetary impact, the resulting imbalance cannot be ignored and will have to be corrected through

¹ Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612; Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662; Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693; House Committee Substitute for Senate Bill No. 727; Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860; Senate Committee Substitute for House Committee Substitute for House Bill No. 1296; House Bill No. 1455; and Senate Substitute for Senate Committee Substitute for House Bill No. 1865.

dramatic spending reductions.

Throughout my time as Governor, I have worked with legislators on fiscally responsible ways to improve our tax code while protecting our state’s fiscal health, including the four tax cuts that I have signed into law. Even during this legislative session, I worked directly with legislators to put forward a specific, concrete proposal that would have lowered taxes for Missourians and reined in costly and inefficient tax credits for special interests, broadened the overall tax base and reduced tax rates, while protecting our ability to invest in education and other vital public services. Unfortunately, the General Assembly refused to enact this broad tax relief in favor of narrow giveaways like those contained in the bills that I am vetoing today and which would be facilitated by Senate Committee Substitute for Senate Bill No. 829. For the reasons stated herein, this is an endeavor I cannot support.

Proving Eligibility for Tax Exemptions

While the other bills that I am vetoing today create broad new tax exemptions, Senate Committee Substitute for Senate Bill No. 829 would make these new exemptions, as well as the more than 200 sales tax exemptions in current law, far easier to exploit by no longer requiring a business claiming a tax exemption to prove it is actually eligible for the claimed exemption.

While I support eliminating the arbitrary limitation in current law that puts the burden of proof on some businesses but not others in determining tax liability, when it comes to someone trying to claim a tax exemption, they should at a minimum be required to show that they are entitled to it. Claiming a special carve-out or loophole without evidence to support it is unfair to the vast majority of Missouri taxpayers who lack the influence to get special tax exemptions crafted for them by the General Assembly. With the help of the legislature and the best accounting and legal advice, those fortunate enough to take advantage of special exemptions would now be given every incentive to push the outer boundaries of any exemptions that could conceivably apply, further eroding the tax base and shifting an even greater tax burden to the majority of taxpayers. Not content with merely showering the fortunate with a cavalcade of new tax breaks, the General Assembly has gone further to stack the deck in their favor and to provide an added incentive to try on an exemption just to see if it fits. This is not a tax policy that I can support.

In accordance with the above-stated reasons for disapproval and for the reasons stated in the other veto messages issued this day, I am returning Senate Committee Substitute for Senate Bill No. 829 without my approval.

Sincerely,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

June 11, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 entitled:

AN ACT

To repeal sections 136.300, 142.815, 143.221, 143.451, 144.010, 144.018, 144.020, 144.030, 144.044, 144.080, 144.190, and 221.407, RSMo, and to enact in lieu thereof fifteen new sections relating to taxation, with an existing penalty provision.

I disapprove of Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584. My reasons for disapproval are as follows:

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 would continue a damaging trend by the General Assembly to enact special tax exemptions and credits that pick winners and losers through the tax code and shift a greater proportion of the tax burden to the majority of Missourians unable to utilize such loopholes. Not a penny of the special breaks in this bill or in the others that I am vetoing today¹ was taken into account in the Fiscal Year 2015 budget passed by the General Assembly, leaving it significantly out of

¹ Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612; Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662; Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693; House Committee Substitute for Senate Bill No. 727; Senate Committee Substitute for Senate Bill No. 829; Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860; Senate Committee Substitute for House Committee Substitute for House Bill No. 1296; House Bill No. 1455; and Senate Substitute for Senate Committee Substitute for House Bill No. 1865.

balance and requiring swift action to protect the state's fiscal well-being. This is fiscally irresponsible and cannot receive my support.

In enacting Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 and its brethren in the final hours of the legislative session, the General Assembly disregarded the normal legislative process, slipping in costly provisions without public hearings and without fiscal notes reflecting the impact on the state budget. And just as legislators ignored the legislative process, so too did they disregard the budget process by passing a budget just a week earlier that failed to account for this final day spending spree. Unlike the fiscal impact of Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill Nos. 509 & 496, which today's lawmakers have conveniently foisted off on future budgets for education, public safety and other vital public services, the fiscal impact of the special breaks I am vetoing today would begin impacting budgets in the fiscal year starting in less than 30 days. There are no delays, triggers, or other gimmicks that could be touted as shielding education, public safety, and other vital public services, at both the state and local level,² from the projected \$776 million in state and local revenue legislators voted to send to narrow special interests on the last day of session. While the General Assembly may have abdicated its fiscal responsibilities in failing to account for this budgetary impact, the resulting imbalance cannot be ignored and will have to be corrected through dramatic spending reductions.

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 and the other measures I am vetoing today would add to the more than 260 sales tax exemptions and tax credits that litter Missouri's tax code without requiring the creation of a single new job. The continued erosion of the tax base through such individualized exemptions and credits violates well-established principles of sound tax policy calling for a broad tax base so that tax rates can remain low. The General Assembly has ignored repeated calls to reduce these costly and inefficient carve-outs and has instead rushed through many more, leaving Missouri families to pick up the tab for education and other vital public services.

The unabated growth of such special carve-outs and the fiscal irresponsibility of failing to budget for them are all the more troubling when the General Assembly is simultaneously seeking to raise taxes on all Missourians with what could be the largest tax hike in Missouri history. While the benefits of the more than one billion dollars in annual tax breaks passed by the legislature over the past two months will go disproportionately to the wealthy, the burden of this multi-billion dollar tax increase for transportation would fall disproportionately on Missouri's working families and seniors.

The special breaks in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 and the other bills that I am vetoing today are not the mere clarifications that their supporters claim. Instead, they seek to overrule no fewer than twenty Missouri Supreme Court decisions going back to 1977 that have been followed by the department of revenue over the course of previous and current administrations. In nearly every one of the cases sought to be overturned, the court ruled that the law enacted by the General Assembly required a tax to be collected, notwithstanding that a particular business had hoped to be excused from the legal obligations we all share. While it is well within the rights of a losing litigant to petition their elected representatives, it is wholly disingenuous to call doing so here anything other than what it is—seeking a special exemption from the law, as currently written and as confirmed by the courts.

² In addition to impacting the general local sales tax imposed under Section 32.085, exemptions from local sales tax would reduce revenue collected through numerous voter-approved local sales taxes that are targeted to specific, community supported needs. Examples include the County Anti-Drug Sales Tax, Sections 67.391, 67.392, RSMo; County Construction Sales Tax, Sections 67.550, 67.590, RSMo; Museums and Festivals Sales Tax, Sections 67.571, 67.578, RSMo; Law Enforcement Services Sales Tax, Sections 67.582, 67.584, 92.500, RSMo; Capital Improvements Sales Tax, Sections 67.700, 67.730, 94.577, 94.578, 94.890, RSMo; Storm Water Control and Public Works Sales Tax, Sections 67.701, 67.729, 94.413, RSMo; Public Recreation Projects and Programs Sales Tax, Sections 67.745, 67.782, RSMo; Regional Recreation Districts Sales Tax, Section 67.799, RSMo; Perry County Senior Services and Youth Programs Sales Tax, Section 67.997, RSMo; Economic Development Sales Tax, Sections 67.1300, 67.1303, 67.1305, 94.1008, 94.1010, 94.1012, RSMo; Community Improvement Districts Sales Tax, Section 67.1545, RSMo; Metropolitan Parks and Recreation Districts Sales Tax, Section 67.1712, RSMo; Children's Services Sales Tax, Section 67.1775, RSMo; Water Quality, Tourism, and Infrastructure Sales Tax, Section 67.1922, RSMo; Tourism Community Enhancement Districts Sales Tax, Section 67.1959, RSMo; Exhibition Center and Recreational Facility Districts Sales Tax, Section 67.2000, RSMo; Tourism Promotion Sales Tax, Section 67.2030, RSMo; Construction of Women's and Children's Shelter Sales Tax, Section 67.2040, RSMo; Theater, Cultural Arts, and Entertainment Districts Sales Tax, Section 67.2530, RSMo; Parks, Trails, and Greenways Districts Sales Tax, Section 67.5012, RSMo; Mass Transit Sales Tax, Section 92.402, RSMo; Public Safety Sales Tax, Sections 94.579, 94.581, 94.900, 94.902, RSMo; Community Center Sales Tax, Section 94.585, RSMo; Transportation Sales Tax, Sections 94.605, 94.660, 94.705, RSMo; Historical Locations and Museums Sales Tax, Section 94.950, RSMo; Medical Care for the Medically Indigent Sales Tax, Section 94.1000, RSMo; Kansas City Zoological District Sales Tax, Sections 94.1000, 184.503, RSMo; Transportation Development District Sales Tax, Section 238.235, RSMo; County Transit Authority Sales Tax, Section 238.410, RSMo; and Storm Water Control and Parks Sales Tax, Section 644.032, RSMo.

Throughout my time as Governor, I have worked with legislators on fiscally responsible ways to improve our tax code while protecting our state's fiscal health, including the four tax cuts that I have signed into law. Even during this legislative session, I worked directly with legislators to put forward a specific, concrete proposal that would have lowered taxes for Missourians and reined in costly and inefficient tax credits for special interests, broadened the overall tax base and reduced tax rates, while protecting our ability to invest in education and other vital public services. Unfortunately, the General Assembly refused to enact this broad tax relief in favor of narrow giveaways like those contained in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 and the other bills I am vetoing today. For the reasons stated herein, this is an endeavor I cannot support.

Special Exemptions for the Storage and Processing of Data in Any Form

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 would exempt from state and local sales tax electrical energy, machinery, equipment, parts and materials used or consumed in connection with or to facilitate the storage or processing of data in any form in a facility or a part of a facility. These exceedingly broad and completely new state and local sales tax exemptions are not the thoroughly vetted, widely-supported, revenue-neutral incentive for new and expanding data centers that has been introduced in the General Assembly for the past several years.

Although this provision is projected to reduce state and local revenues by an estimated \$300 million annually, because it was slipped into the bill in the final hours of the legislative session without a public hearing and without a fiscal note reflecting its cost, it is unlikely legislators were aware of this significant fiscal impact when they voted to enact it. And as with the other new exemptions enacted in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 and the other bills I am vetoing today, the General Assembly failed to account for the resulting reduction in state revenue in the budget they enacted for the fiscal year starting July 1, necessitating spending cuts in order to maintain a balanced a budget.

These new exemptions in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 have been characterized by some as applying only to "data centers." However, such is not the case. The legislation itself does not use the term "data center." Instead, the language is far broader, applying to "any facility or part of a facility that is used primarily for such data storage or processing," which means that any business with a computer could attempt to claim these broad new exemptions. The term "data storage" is undefined, and the term "processing" is broadly defined to encompass "any action or process performed upon or using data in any form." As this definition indicates, it is not merely electronic or other forms of "high tech" data that would be subject to these new exemptions, but rather data "in any form," whether stored in a computer or in a file cabinet.

This broad subsidy stands in stark contrast to legislation that I have supported in the past to provide a revenue-neutral incentive for new and expanding data centers that create new jobs and make new capital investments.³ Such legislation has been introduced in the Missouri General Assembly for the past several years and has been thoroughly debated and vetted through the legislative process. *See, e.g.* Senate Bill No. 8 (1st Ex. Session 2011); Senate Bill No. 584 (2012); House Bill No. 1311 (2012); Senate Bill No. 46 (2013); Senate Bill No. 394 (2013); House Bill No. 222 (2013); Senate Bill No. 633 (2014); Senate Bill No. 1502 (2014). Indeed, during the past legislative session there was a public hearing on House Bill No. 1444 (2014), which would have enacted this fiscally responsible data center incentive.

Unfortunately, that is not what was inserted into Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 in the final hours of the legislative session. Inserted instead was a broad government subsidy without any of the taxpayer protections present in previous legislation and without any requirement to create even a single new job. Specifically, previous data center legislation contained the following protections, none of which is present here:

- **Job creation** – Required a minimum number of jobs paying at least the county average wage to be created in order for a new or expanding data center to obtain the exemption;
- **Capital investment** – Required a minimum amount of new capital investment in order for a new or expanding data center to obtain the exemption;
- **Revenue neutral** – Limited the amount of the sales tax exemption to the amount that would result in a positive general revenue return to the state, thereby ensuring that the exemption would be revenue neutral;

³ Even without a specific data center incentive, Missouri has been successful in recruiting and growing such operations in the state. For example, in April I was pleased to announce the opening of a mission critical data center for a premier cloud computing company in the underground business complex in Northeast Kansas City owned and operated by Hunt Midwest, which will result in the creation of 21 new jobs and \$58 million in new capital investment. With the continued growth of high-tech companies like these, it is no wonder that Missouri was the fastest-growing state for technology employment in 2013, even without a dedicated data center incentive.

- **New and expanding data centers only** – Limited the availability of the sales tax exemption to solely new or expanding data centers, as defined by NAICS classification, to provide an incentive for such facilities to locate or expand in Missouri, not merely a subsidy for all facilities, regardless of whether they are already operating in Missouri; and
- **Rigorous oversight** – Previous data center legislation required random audits of recipients to ensure that the recipient was actually eligible for the exemption.

In addition to failing to include any of the above taxpayer protections found in previous data center legislation, these broad new exemptions would play favorites with the tax code by providing more generous tax benefits for data storage and processing than is currently available to numerous other types of businesses. First, while the current sales tax exemptions for manufacturers in Section 144.054, RSMo, only apply to state sales taxes, this bill would exempt the same type of purchases for data storage and processing activities from local sales taxes as well. Second, while the current manufacturing sales tax exemptions require the tax-exempt items to be actually used in the manufacturing process, these new exemptions for data storage and processing would apply even if the items are used simply “in connection with” or “to facilitate” the storage and processing of data. This could result in purchases only very loosely connected, if at all, to the actual storage and processing of data being claimed as tax-exempt. Offering these broad new exemptions from state and local tax would treat those who manipulate data better than those who manufacture goods, without a clearly articulated economic justification for doing so, without requiring the creation of a single new job, and without accounting for the impact on state and local budgets. Accordingly, this provision does not receive my support.

Special Exemption for Power Companies

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 would also provide a special carve-out from state and local taxes for purchases of a variety of items used in the generation, transmission, distribution, sale or furnishing of electricity by power companies. This provision is written so broadly that these entities could avoid paying any sales and use tax whatsoever, although there is nothing in the bill that would require them to create any new jobs or to pass the savings along to consumers in the form of reduced electricity rates. These new exemptions would abrogate a 2001 Missouri Supreme Court case, which held that the law enacted by the General Assembly did not authorize such tax exemptions for power companies. *See Utilicorp United, Inc. v. Director of Revenue*, 75 S.W.3d 725 (Mo. banc 2001) (machinery and equipment used in transmission of electricity not exempt under Section 144.030, RSMo).

Like other tailor-made exemptions in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584, these new tax exemptions for power companies were inserted during the final hours of the legislative session without a public hearing in any Senate committee. Although not included in any fiscal note for Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584, this provision could reduce state revenue by more than \$30 million annually, none of which was accounted for by the legislature in the budget they enacted just a week earlier.

Furthermore, there is nothing in this provision to prevent the power companies from claiming exemptions from local sales taxes on top of their exemptions from state taxes, which would result in an additional \$30 million annual impact to local revenues. Following its passage, proponents have suggested a narrow interpretation⁴ of the provision to apply only to state taxes because the language is silent as to whether local taxes are also exempted. However, in order to exempt state sales tax and not also exempt the local tax, the legislature must expressly make the exemption inapplicable to local sales tax, as it did in the only current exemption from the state sales taxes that does not also apply to the local sales tax. *See* Section 155.054.2, RSMo (“The exemptions granted in this subsection shall not apply to local sales taxes as defined in section 32.085 . . .”). It is necessary to expressly exclude the local sales tax because Section 32.087, RSMo, incorporates all state sales tax exemptions to the local sales tax.⁵ The General Assembly acknowledged this in Senate Substitute for Senate Committee Substitute for House Bill No. 1865, which I am also vetoing today, and which sought to provide state-only tax exemptions for certain purchases by fast food restaurants, convenience stores, and grocery stores, by expressly stating that the exemptions do not apply to the local sales tax. *See* Section 144.055.3 (“The exemptions granted in this section shall not apply to the local sales tax law as defined in section 32.085”). Mere silence as to whether a state sales tax exemption applies to the local sales tax is insufficient to exempt local taxes, as indicated by other state and local sales tax exemptions that only expressly reference an exemption from the state tax. *See, e.g.*, Section 144.030.1, RSMo; Section 144.062, RSMo. Accordingly, there is nothing in the bill to prevent the power companies from one day seeking a refund of local taxes paid after the effective date of the law, significantly impacting the budgets of local communities.

Special Exemptions for Certain Recreation Activities

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 contains a provision that its proponents contend

⁴ There is some irony in urging a narrow interpretation of the new exemptions provided by this bill when in the Missouri Supreme Court case sought to be abrogated the power company argued for an expansive interpretation of the tax exemptions at issue. *See Utilicorp United, Inc.*, 75 S.W.3d at 725-30.

⁵ Section 32.087.8, RSMo, provides:

"All exemptions granted to agencies of government, organizations, persons and to the sale of certain articles and items of tangible personal property and taxable services under the provisions of sections 144.010 to 144.525, as these sections now read and as they may hereafter be amended, it being the intent of this general assembly to ensure that the same sales tax exemptions granted from the state sales tax law also be granted under the local sales tax law, are hereby made applicable to the imposition and collection of all local sales taxes imposed under the local sales tax law."

See also President Casino, Inc. v. Director of Revenue, 219 S.W.3d 235, 241-42 (mo.banc 2007)(highlighting Section 32.087.8 as an example of where, "[t]he legislature has specifically and directly incorporated sales tax exemptions into a number of other tax statutes. . ."). Notably the 97th General Assembly reenacted Section 32.087.8 last year in Senate Bill 99 (2013), Senate Bill 23 (2013), and House Bill 184 (2013), and each time continued the reference to all state sales tax exemptions applying equally to the local tax.

would simply clarify the current sales tax on fitness activities. Instead, this provision seeks to overturn more than a dozen Missouri Supreme Court cases going back to 1977 followed by the department of revenue over the course of previous and current administrations by fundamentally transforming the current sales tax on “amusement, entertainment, and recreation” into a tax solely on tickets and fees for admission.⁶ Such a dramatic change in the law would make far more than just gym memberships and yoga classes tax free. It would also exempt fees paid at bowling alleys, golf courses, pool halls, country clubs, and arcades, as well as encouraging any business that currently charges an admission fee to convert it into a newly tax-exempt fee for a specific activity. Enacting this sweeping new exemption would further erode the tax base without requiring the creation of even a single new job, in addition to reducing state and local revenue for education, public safety and other vital public services by more than \$70 million annually. The Fiscal Year 2015 budget passed by the General Assembly fails to account for the cost of these new carve-outs, putting the budget out of balance and necessitating spending reductions in order to balance it.

Tax Refunds to Delinquent Taxpayers

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 would modify the established process for obtaining a sales tax refund by allowing a refund even if a taxpayer currently has overdue taxes. This provision is projected to reduce state and local revenue by up to \$10 million annually, although the General Assembly failed to account for any of this fiscal impact in the Fiscal Year 2015 budget they passed. As with many of the tax measures passed by the legislature on the last day of session, this provision was not the subject of a public hearing in any Senate committee.

This provision would enable a business with significant tax delinquencies to get a tax refund for an unrelated overpayment of tax, where under current law the refund could be offset by the amount of tax delinquency. For example, under this provision even a business that owes \$100,000 in back taxes would be able to get a refund check from the state for a \$100,000 unintentional overpayment, so long as the \$100,000 tax delinquency is subject to appeal. Under current law, the \$100,000 refund would be offset by the entire \$100,000 tax delinquency, thereby eliminating the need to later engage in costly and inefficient collection efforts to recover the \$100,000 in overdue taxes. Such a change to the established refund process would unfairly reward those who fail to pay their taxes and would result in costly inefficiencies borne by all law-abiding taxpayers. Accordingly, this provision does not receive my support.

Corporate Income Allocation

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 would enable additional businesses to reduce their corporate income taxes by utilizing an alternative method of calculating the amount of their income that is derived in Missouri. Legislation enacted last year authorized this alternative allocation method for manufacturers and other businesses selling tangible personal property. This provision would expand this alternative method to sellers of intangible personal property and service providers such as law firms, accounting firms, stock brokers, bond traders, real estate holding companies, and consultants.

Like many of the tax measures enacted during the final hours of the legislative session, this provision was never the subject of a public hearing and was not accounted for in the Fiscal Year 2015 budget passed by the General Assembly. A change to Missouri’s tax policy that would reduce state revenues by up to \$15 million annually according to the legislature’s own estimate should be the subject of open debate, and the foregone revenue must be accounted for in the budget in order to receive my support.

Proving Eligibility for Tax Exemptions

⁶ The cases abrogated or called into question by this provision include: *Michael Jaudes Fitness Edge, Inc. v. Director of Revenue*, 248 S.W.3d 606 (Mo. banc 2008) (fees paid for personal training subject to tax as fees paid in or to a place of amusement); *Surrey's on the Plaza, Inc. v. Director of Revenue*, 128 S.W.3d 508 (Mo. banc 2004) (operation of horse-drawn carriage tours was place of amusement for sales tax purposes); *Eighty Hundred Clayton Corp. v. Director of Revenue*, 111 S.W.3d 409 (Mo. banc 2003) (fees paid for bowling shoe rental subject to tax when paid in or to a place of amusement); *Wilson's Total Fitness Center, Inc. v. Director of Revenue*, 38 S.W.3d 424 (Mo. banc 2001) (athletic and fitness clubs are places of amusement for sales tax purposes); *Kanakuk-Kanakomo Kamps, Inc. v. Director of Revenue*, 8 S.W.3d 94 (Mo. banc 1999) (summer camps are place of amusement for sales tax purposes); *Old Warson Country Club v. Director of Revenue*, 933 S.W.2d 400 (Mo. banc 1996) (country club is a place of amusement for sales tax purposes); *High Adventure Game Ranch, Inc. v. Director of Revenue*, 824 S.W.2d 905 (Mo. banc 1992) (wild game ranch is a place of amusement for sales tax purposes); *Bally's LeMan's Family Fun Centers, Inc. v. Director of Revenue*, 745 S.W.2d 683 (Mo. banc 1988) (video arcade is a place of amusement for sales tax purposes); *Spudich v. Director of Revenue*, 745 S.W.2d 677 (Mo. banc 1988) (billiards parlor is a place of amusement for sales tax purposes); *Lynn v. Director of Revenue*, 689 S.W.2d 45 (Mo. banc 1985) (nautical excursion vessel is a place of amusement for sales tax purposes); *Fostaire Harbor, Inc. v. Director of Revenue*, 679 S.W.2d 272 (Mo. banc 1984) (helicopter tours are a place of amusement for sales tax purposes); *City of Springfield v. Director of Revenue*, 659 S.W.2d 782 (Mo. banc 1983) (city recreational facilities are a place of amusement for sales tax purposes); *St. Louis Country Club v. Administrative Hearing Com'n of Missouri*, 657 S.W.2d 614 (Mo. banc 1983) (private country clubs are a place of amusement for sales tax purposes); *Blue Springs Bowl v. Spradling*, 551 S.W.2d 596 (Mo. banc 1977) (commercial bowling establishment is a place of amusement for sales tax purposes).

Not only would Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 create broad new tax exemptions, it would also excuse a business trying to claim these or any of the other 200 sales tax exemptions in current law from having to prove that it is actually eligible for the claimed exemption.

While I support eliminating the arbitrary limitation in current law that puts the burden of proof on some businesses but not others in determining tax liability, when it comes to someone trying to claim a tax exemption, they should at a minimum be required to show that they are entitled to it. Claiming a special carve-out or loophole without evidence to support it is unfair to the vast majority of Missouri taxpayers who lack the influence to get special tax exemptions crafted for them by the General Assembly. With the help of the legislature and the best accounting and legal advice, those fortunate enough to take advantage of special exemptions would now be given every incentive to push the outer boundaries of any exemptions that could conceivably apply, further eroding the tax base and shifting an even greater tax burden to the majority of taxpayers. Not content with merely showering the fortunate with a cavalcade of new tax breaks, the General Assembly has gone further to stack the deck in their favor by providing an added incentive to try on an exemption just to see if it fits. This is not a tax policy that I can support.

In accordance with the above-stated reasons for disapproval, I am returning Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 without my approval.

Sincerely,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

June 17, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Senate Substitute for Senate Bill No. 673 entitled:

AN ACT

To repeal sections 288.060, 288.122, and 288.330, RSMo, and to enact in lieu thereof three new sections relating to employment security.

I disapprove of Senate Substitute for Senate Bill No. 673. My reasons for disapproval are as follows:

Senate Substitute for Senate Bill No. 673 would reduce the benefits that an eligible claimant may receive under our state's unemployment benefits system. It would do so by replacing the maximum number of weeks of unemployment benefits that an eligible claimant can receive, which is currently 20 weeks, through a calculation indexed to the average statewide unemployment rate. Under this new calculation, claimants eligible for unemployment benefits would be limited to no more than 13 weeks of benefits if the average statewide unemployment rate were below 6%. Claimants could only receive the current maximum of 20 weeks of benefits if the statewide average unemployment rate were 9% or higher. This reduction in benefits would unfairly impact eligible claimants, have a disparate impact on regions of the state experiencing slower economic growth and impede economic recovery. This legislation is particularly unnecessary given that the state retired its unemployment trust fund obligations to the federal government last month.

The reduction to 13 weeks mandated under Senate Substitute for Senate Bill No. 673 would occur in a system that is hardly lucrative when measured against the rest of the country. Missouri's average weekly unemployment benefit amount is currently the 46th lowest in the nation. Missouri, at 20 weeks, is one of only eight states that pay less than the national norm of 26 weeks of benefits. If this legislation became law, Missouri, at 13 weeks, would have the third lowest benefit duration in the country, behind only Florida and North Carolina. Missouri's current unemployment benefits system is already among the most restrictive in the country. Measured against the status quo, therefore, the additional limitations mandated by Senate Substitute for Senate Bill No. 673 are clearly unnecessary.

Supporters of Senate Substitute for Senate Bill No. 673 claim the legislation is an attempt to address the solvency of the unemployment trust fund, and cite the state's debt to the federal government incurred to provide benefits during the most recent recession. The need underpinning their purported solution, however, no longer exists. As noted above, last month, the state repaid its obligations to the federal government, and this legislation would do little to curtail the need to borrow during future economic downturns.

Senate Substitute for Senate Bill No. 673 also fails to take into account regional disparities in unemployment rates with a one size fits all

approach that would reduce the duration of benefits based on a statewide average rate, while ignoring unique local economic conditions. For example, in February 2014, the unemployment rate for the state was 6.4%, while at the same time ten Missouri counties had an unemployment rate of 10% or higher. Indexing the duration of unemployment benefits to a statewide rate would result in significant reductions in benefits for unemployed individuals in areas of the state with much higher unemployment rates, and would dramatically slow the recovery in those regions. If a large local employer had massive layoffs or ceased operations, the impact to the county or region's unemployment rate could be profound without materially increasing the statewide rate. In such a situation, the number of unemployed in the affected county or region could far exceed the number of jobs available in the area. Those unemployed individuals would be faced with less time for benefits to assist them while searching for gainful employment in an extremely competitive market saturated with more unemployed individuals than available jobs. Lastly, Senate Substitute for Senate Bill No. 673 would render Missouri's unemployment benefits system unable to respond to sudden spikes in unemployment often accompanying economic downturns. The bill would base current benefits on previous economic conditions. The duration of benefits reduced under Senate Substitute for Senate Bill No. 673 would apply to all unemployed individuals in the state for an entire year based upon a snapshot of the statewide average unemployment rate taken during the third quarter of the previous calendar year. This would minimize the ability of the unemployment system to help stabilize the economy in instances where dramatic increases in unemployment occur in the first or second quarter of the calendar year. Under such circumstances, the duration of benefits, pegged at the previous year's calculated rate, would remain unchanged and artificially low despite the increase in unemployment.

In accordance with the above stated reasons for disapproval, I am returning Senate Substitute for Senate Bill No. 673 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 14, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 entitled:

AN ACT

To repeal sections 407.925, 407.926, 407.927, 407.929, 407.931, 407.933, and 407.934, RSMo, and to enact in lieu thereof seven new sections relating to alternative nicotine or vapor products, with penalty provisions.

I disapprove of Senate Substitute for Senate Committee Substitute for Senate Bill No. 841. My reasons for disapproval are as follows:

Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 would exclude "alternative nicotine products" and "vapor products" – including "electronic cigarettes" – from the definition of "tobacco products" and prohibit them from being regulated or taxed as "tobacco products" under Missouri law. This bill, which is supported by sellers of such products and at least one major tobacco manufacturer but is opposed by leading health organizations, creates a façade of regulation and is actually harmful to Missourians because of the special exemptions it provides for these dangerous products. As a result, it does not meet with my approval.

"Electronic cigarettes" are nicotine delivery devices that resemble traditional tobacco cigarettes in appearance, use and function, and share a signature ingredient – the highly addictive chemical nicotine, which is derived from tobacco. Electronic cigarettes typically consist of a cartridge and battery that deliver nicotine to users by heating a liquid solution containing propylene glycol (which can cause eye and respiratory irritation), glycerine, flavoring agents, and nicotine. This process creates a nicotine-infused aerosol that, similar to tobacco smoke from traditional tobacco cigarettes, the smoker inhales and exhales. Studies have also noted the presence of formaldehyde (a known carcinogen) and acetaldehyde (a possible carcinogen) in the aerosol. Electronic cigarettes are frequently marketed and branded with names reflecting flavors added to the nicotine aerosol. Though electronic cigarettes are relatively new, having been patented in 2003 by a Chinese pharmacist and sold in the United States only since 2007, they are growing in popularity with sales projected to top \$1.5 billion in the United States this year. These electronic cigarettes are increasingly manufactured by big tobacco companies.¹

¹ The bill also encompasses other relatively new "alternative nicotine products" such as flavored dissolvable pellets or flat strips containing ground tobacco.

Because Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 would limit any additional state regulation of these products and would contravene pending federal regulations, it does not receive my approval.

First, Missouri law should not limit the regulation of products derived from tobacco that contain a highly addictive chemical and carcinogenic, noxious chemicals. Not unlike traditional tobacco cigarettes, these products may carry significant health risks to users and others through direct and secondhand inhalation in a manner not unlike traditional tobacco cigarettes. Leading health organizations oppose Senate Substitute for Senate Committee Substitute for Senate Bill No. 841, including the American Cancer Society; the American Lung Association; the American Heart Association; the Missouri State Medical Association; the Missouri Association of Osteopathic Physicians; the Missouri Academy of Family Physicians; the Campaign for Tobacco-Free Kids; and Tobacco Free Missouri, and for good reasons. Through direct and secondhand exposure, e-cigarette smokers inhale an aerosol containing nicotine, which is addictive and derived from tobacco; propylene glycol, which can cause eye and respiratory irritation; and also likely formaldehyde, a known carcinogen, and acetaldehyde, a possible carcinogen. Studies have also found the presence of heavy metal particles such as tin, nickel, copper, lead and chromium in the aerosol, which can deposit in smokers' lungs and cause respiratory problems. A 2009 FDA study also detected the presence of diethylene glycol, a toxic chemical commonly used in antifreeze, in e-cigarette samples. These products are barely a decade old, and their sales are skyrocketing. We should not enact an outright ban on regulating and taxing as "tobacco products" these tobacco-derived products that contain harmful substances, including carcinogens, particularly when the short and long-term health risks of these products are still being evaluated. The special treatment for these tobacco-derived products provided in Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 would validate the as yet unproven claim that they are safer than traditional tobacco products.

Second, Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 would harm the health of Missourians because it would contravene and undermine more comprehensive proposed federal regulation. Unlike Senate Substitute for Senate Committee Substitute for Senate Bill 841, federal FDA regulations proposed earlier this year would classify electronic cigarettes and similar nicotine products as "tobacco products." The proposed FDA rules would prohibit sales to minors (as would this bill), but, unlike Senate Substitute for Senate Committee Substitute for Senate Bill No. 841, would also require electronic cigarette manufacturers to provide health warnings; register with the FDA and report product and ingredient listings; market new products only after FDA review; make claims of reduced risk only if the FDA concludes that there is supporting scientific evidence and that marketing the product will benefit public health; not distribute free samples; and not sell in vending machines, unless in locations off limits to youths. Considering that these products contain the tobacco derivative and highly addictive chemical compound nicotine, mimic traditional tobacco cigarettes in use, appearance, and function, pose significant health risks that are still being evaluated, and are increasingly manufactured by big tobacco companies, regulating them as traditional tobacco products, as the FDA is proposing, does not seem unreasonable.

Proponents of Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 tout its ban on sales to minors, but the proposed FDA regulations also ban sales to minors. In light of this ban in the FDA regulations, the primary and more significant consequence of Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 is its limitation on additional regulations. I would support legislation banning sales to minors and classifying these products as "tobacco products" as appropriate first steps in state regulation without impeding additional federal regulation, but I will not support the false pretense of reform and circumvention of more stringent federal regulation that would result from Senate Substitute for Senate Committee Substitute for Senate Bill No. 841.

As noted above, leading health organizations uniformly oppose this bill. By contrast, manufacturers of alternative nicotine products, sellers of such products, and at least one major tobacco manufacturer are supporters of the bill. At a minimum, prohibiting the regulation and taxation as "tobacco products" of products that are derived from tobacco is premature and would create uncertainty around the proposed FDA regulations. At worst, this prohibition may be part of a larger strategy by the tobacco industry to stop the implementation of the FDA regulations or ensnare them in protracted litigation. Whether Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 is merely premature or instead motivated by more insidious reasons, the bill is harmful to the health of Missourians.

In accordance with the above stated reasons for disapproval, I am returning Senate Substitute for Senate Committee Substitute for Senate Bill No. 841 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

June 11, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 entitled:

AN ACT

To repeal sections 143.221, 144.044, 144.049, 144.080, and 144.190, RSMo, and to enact in lieu thereof six new sections relating to taxation, with an existing penalty provision.

I disapprove of Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860. My reasons for disapproval are as follows:

Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 would continue a damaging trend by the General Assembly to enact special tax exemptions and credits that pick winners and losers through the tax code and shift a greater proportion of the tax burden to the majority of Missourians unable to utilize such loopholes. Not a penny of the special breaks in this bill or in the others that I am vetoing today¹ was taken into account in the Fiscal Year 2015 budget passed by the General Assembly, leaving it significantly out of balance and requiring swift action to protect the State's fiscal well-being. This is fiscally irresponsible and cannot receive my support.

In enacting Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 and its brethren in the final hours of the legislative session, the General Assembly disregarded the normal legislative process, slipping in costly provisions without public hearings and without fiscal notes reflecting the impact on the state budget. And just as legislators ignored the legislative process, so too did they disregard the budget process by passing a budget just a week earlier that failed to account for this final day spending spree. Unlike the fiscal impact of Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill Nos. 509 & 496, which today's lawmakers have conveniently foisted off on future budgets for education, public safety and other vital public services, the fiscal impact of the special breaks I am vetoing today would begin impacting budgets in the fiscal year starting in less than 30 days. There are no delays, triggers, or other gimmicks that could be touted as shielding education, public safety, and other vital public services, at both the state and local level, from the projected \$776 million in state and local revenue legislators voted to send to narrow special interests on the last day of session. While the General Assembly may have abdicated its fiscal responsibilities in failing to account for this budgetary impact, the resulting imbalance cannot be ignored and will have to be corrected through dramatic spending reductions.

Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 and the other measures I am vetoing today would add to the more than 260 sales tax exemptions and tax credits that litter Missouri's tax code without requiring the creation of a single new job. The continued erosion of the tax base through such individualized exemptions and credits violates well-established principles of sound tax policy calling for a broad tax base so that tax rates can remain low. The General Assembly has ignored repeated calls to reduce these costly and inefficient carve-outs and has instead rushed through many more, leaving Missouri families to pick up the tab for education and other vital public services.

The unabated growth of such special carve-outs and the fiscal irresponsibility of failing to budget for them are all the more troubling when the General Assembly is simultaneously seeking to raise taxes on all Missourians with what could be the largest tax hike in Missouri history. While the benefits of the more than one billion dollars in annual tax breaks passed by the legislature over the past two months will go disproportionately to the wealthy, the burden of this multi-billion dollar tax increase for transportation would fall disproportionately on Missouri's working families and seniors.

Throughout my time as Governor, I have worked with legislators on fiscally responsible ways to improve our tax code while protecting our

¹ Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584; Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612; Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662; Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693; House Committee Substitute for Senate Bill No. 727; Senate Committee Substitute for Senate Bill No. 829; Senate Committee Substitute for House Committee Substitute for House Bill No. 1296; House Bill No. 1455; and Senate Substitute for Senate Committee Substitute for House Bill No. 1865.

state's fiscal health, including the four tax cuts that I have signed into law. Even during this legislative session, I worked directly with legislators to put forward a specific, concrete proposal that would have lowered taxes for Missourians and reined in costly and inefficient tax credits for special interests, broadening the overall tax base and reducing tax rates, while protecting our ability to invest in education and other vital public services. Unfortunately, the General Assembly refused to enact this broad tax relief in favor of narrow giveaways like those contained in Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 and the other bills I am vetoing today. For the reasons stated herein, this is an endeavor I cannot support.

Tax Refunds to Delinquent Taxpayers

Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 would modify the established process for obtaining a sales tax refund by allowing a refund even when a taxpayer currently has overdue taxes. This provision is projected to reduce state and local revenue by up to \$10 million annually, although the General Assembly failed to account for any of this fiscal impact in the Fiscal Year 2015 budget they passed. As with many of the tax measures passed by the legislature on the last day of session, this provision was not the subject of a public hearing in any Senate committee.

This provision would enable a business with significant tax delinquencies to get a tax refund for an unrelated overpayment of tax, where under current law the refund could be offset by the amount of tax delinquency. For example, under this provision even a business that owes \$100,000 in back taxes would be able to get a refund check from the state for a \$100,000 unintentional overpayment, so long as the \$100,000 tax delinquency is subject to appeal. Under current law, the \$100,000 refund would be offset by the entire \$100,000 tax delinquency, thereby eliminating the need to later engage in costly and inefficient collection efforts to recover the \$100,000 in overdue taxes. Such a change to the established refund process would unfairly reward those who fail to pay their taxes and would result in costly inefficiencies borne by all law-abiding taxpayers. Accordingly, this provision does not receive my support.

Sales Tax Holiday Expansion

Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 expands the back-to-school sales tax holiday by adding graphing calculators to the list of items that can be purchased tax-free. This expansion is projected to reduce state revenue by as much as \$200,000 annually, which the General Assembly failed to account for in the Fiscal Year 2015 budget they passed. Like many of the tax provisions passed during the final day of session, this provision was not the subject of a public hearing in any Senate committee. Because Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 expands the current sales tax holiday without the General Assembly accounting for the accompanying revenue reduction in the budget they enacted, this expansion does not receive my approval.

In accordance with the above-stated reasons for disapproval, I am returning Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860 without my approval.

Sincerely,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 10, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Senate Substitute for Senate Bill No. 866 entitled:

AN ACT

To amend chapter 408, RSMo, by adding thereto one new section relating to installment loan lenders.

I disapprove of Senate Substitute for Senate Bill No. 866. My reasons for disapproval are as follows:

Senate Substitute for Senate Bill No. 866 would create a new term to describe a short-term lender not licensed as a bank or credit union—a “traditional installment lender”—and would restrict the authority of local governments with respect to such entities. Because this change would unduly interfere with local control, the bill does not receive my approval.

The new classification “traditional installment lenders” sought to be established in Senate Substitute for Senate Bill No. 866 would cover two types of consumer lenders licensed by the state—consumer installment lenders and small loan companies. Small loan companies can make loans of \$500 and over, while consumer installment lenders can make loans of any amount, but the loans must be repaid in at least four

installments over at least 120 days. There are no restrictions on the interest consumer installment lenders or small loan companies can impose and just last year the General Assembly increased the maximum amount of origination fees consumer installment lenders and small loan companies can charge. *See* Senate Committee Substitute for House Bill No. 329 (2013).

A number of Missouri municipalities have enacted ordinances that impose zoning, permitting, and other restrictions on short-term, small loan lenders.¹ For example, the City of Kansas City enacted an ordinance in 2007 regulating “short-term loan establishments” and broadened its ordinance in 2011 to specifically regulate consumer installment lenders. Kansas City was able to successfully defend this ordinance against court challenge brought by one of the regulated lenders. Perhaps recognizing this legislation as an assault on their authority to maintain this ordinance, the City of Kansas City was able to obtain a carve-out from the restrictions of this bill.

Unfortunately, the rest of Missouri’s political subdivisions were not so fortunate, since Senate Substitute for Senate Bill No. 866 would preempt any existing charter provision or ordinance that does not “expressly apply” to “traditional installment lenders” as of August 28, 2014. Because this bill would also be creating the new label of “traditional installment lenders,” it is highly unlikely that any current ordinances or charter provisions “expressly apply” to such newly-christened lenders. Moreover, Senate Substitute for Senate Bill No. 866 would also prevent communities from modifying current ordinances or charter provisions to address this type of lender in the future because such ordinances or charter provisions would not have been in effect prior to the effective date of the bill.

Because it would erode local control in areas such as zoning that fall squarely fall within the traditional police powers of local communities, Senate Substitute for Senate Bill No. 866 does not receive my approval.

In accordance with the above stated reasons for disapproval, I am returning Senate Substitute for Senate Bill No. 866 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

¹ Communities such as Arnold, Bellefontaine Neighbors, Berkeley, Blue Springs, Independence, Kansas City, St. Ann, St. Louis, and Valley Park have enacted such ordinances that could be preempted under this bill.

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 2, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Senate Substitute for Senate Committee Substitute for Senate Bill No. 593 entitled:

AN ACT

To repeal section 115.124, RSMo, and to enact in lieu thereof two new sections relating to nonpartisan elections.

I disapprove of Senate Substitute for Senate Committee Substitute for Senate Bill No. 593. My reasons for disapproval are as follows:

Senate Substitute for Senate Committee Substitute for Senate Bill No. 593 would authorize municipalities with 1,000 or fewer residents to cancel an election if the number of candidates that initially filed for office is equal to the number of vacancies to be filled for the office. To take advantage of this authority, the municipality’s voters must approve a ballot measure and then renew the authority by a public vote every six years.

Like legislation I have vetoed in the past, Senate Substitute for Senate Committee Substitute for Senate Bill No. 593 would limit the rights of Missouri citizens to support write-in candidates and therefore does not receive my approval. The previously-vetoed Conference Committee Substitute for House Committee Substitute for Senate Bill No. 282 (2011) contained a provision cancelling elections in municipalities with populations of less than 35,000, which would have affected more than 900 Missouri municipalities. My veto message pointed out that cancelling an election when the number of candidates is equal to the number of available positions would preclude citizens from electing a candidate through the write-in process, which is particularly important when voters learn something negative about the declared candidate after the deadline for filing but before the election.

Although somewhat improved by virtue of the public vote to authorize and reauthorize the option to cancel elections, Senate Substitute for Senate Committee Substitute for Senate Bill No. 593 contains the same infirmity presented by Conference Committee Substitute for House Committee Substitute for Senate Bill No. 282 (2011) with respect to write-in candidates. Write-in candidates do not have to file until the Wednesday before the election, but they would no longer be able to do so in the more than 650 Missouri municipalities affected by this bill, even if negative information about the unopposed candidate came to light prior to the election but after regular candidate filing had closed. Moreover, the small municipalities covered by this provision are precisely the communities in which write-in candidates are the most likely to succeed. Because I support the rights of citizens to elect write-in candidates I do not support this bill.

In accordance with the above stated reasons for disapproval, I am returning Senate Substitute for Senate Committee Substitute for Senate Bill No. 593 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 9, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Senate Bill No. 523 entitled:

AN ACT

To amend chapter 167, RSMo, by adding thereto one new section relating to the use of radio frequency identification technology in school districts.

I disapprove of Senate Bill No. 523. My reasons for disapproval are as follows:

Senate Bill No. 523 is the latest effort by the General Assembly to erode the ability of local school officials to determine what is best for their school districts, students and staff. This legislation would ban a school district from requiring a student to use an identification device that employs radio frequency identification technology “or similar technology” unless there is “physical contact between a card, badge, or tag and another device.”

Local school officials are in the best position to determine the appropriate use of this technology within their school districts. Indeed, the technology sought to be banned could be a significant public safety tool during emergency situations. Quickly identifying the location of students during a critical incident unfolding at a school or during a natural disaster is vitally important to law enforcement and first responders. Prohibiting the use of this technology would eliminate an important option for school districts to consider when analyzing measures to protect the safety and security of their students.

In addition, the vague language used in Senate Bill No. 523 fails to distinguish between active radio frequency identification technology, which continuously transmits information, and passive radio frequency identification technology, which does not, or to indicate whether such technology must be directly assigned to an individual student. As a result, the ban contained in Senate Bill No. 523 could prohibit tags placed in laptops, iPads, or other devices assigned to a student that would be tracked when brought through a fixed portal or a hand-scanning device. It is inappropriate for the state to impose restrictions such as those contained in Senate Bill No. 523 upon local education leaders. On issues such as this, local officials should be permitted to have open and robust discussions with school staff, parents and other interested stakeholders and implement programs determined to be the most appropriate for their districts. Local school officials are in the best position to make such decisions, and I will stand with them by not approving Senate Bill No. 523.

In accordance with the above stated reasons for disapproval, I am returning Senate Bill No. 523 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 14, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute for House Committee Substitute for Senate Bill No. 656 entitled:

AN ACT

To repeal sections 21.750, 84.340, 571.030, 571.101, 571.107, 571.111, 571.117, 575.153, 590.010, and 590.205, RSMo, and to enact in lieu thereof sixteen new sections relating to firearms, with penalty provisions.

I disapprove of Conference Committee Substitute for House Committee Substitute for Senate Bill No. 656. My reasons for disapproval are as follows:

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 656 would allow Missouri school districts to designate teachers or administrators as “school protection officers,” who would be authorized to carry concealed firearms within those districts. I have consistently opposed the arming of teachers as a means to keep schools safe. It is simply the wrong approach, and one that I do not support.

The safety of Missourians – especially children – has long been a top priority of mine, both as Governor and as the former chief law enforcement officer of our state. I have supported, and will continue to support, the use of duly authorized law enforcement officers employed as school resource officers in schools. This bill, which would create a new mechanism for the arming of teachers, would not make schools safer. Consequently, I am returning it without my approval.

In accordance with the above stated reasons for disapproval, I am returning Conference Committee Substitute for House Committee Substitute for Senate Bill No. 656 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 8, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you House Committee Substitute for Senate Bill 506 entitled:

AN ACT

To repeal sections 144.010, 262.900, 265.300, 267.565, 275.352, 277.020, 277.040, 281.065, 304.180, 340.381, 340.396, 442.571, and 537.325, RSMo, and to enact in lieu thereof seventeen new sections relating to agriculture.

I disapprove of House Committee Substitute for Senate Bill No. 506. My reasons for disapproval are as follows:

House Committee Substitute for Senate Bill No. 506 would redefine the term “livestock” to include “captive cervids,” which are members of the deer family, including white-tailed deer. These changes would eliminate the role of the Missouri Department of Conservation in regulating white-tailed deer. Because doing so would be at odds with longstanding successful conservation practices and would violate the Missouri Constitution, this legislation does not receive my approval.

For more than 75 years, the Missouri Department of Conservation has restored and protected Missouri’s forest, fish, and wildlife resources. The Department has created countless opportunities for Missourians to enjoy the outdoors, while also making Missouri a national leader in conservation. In 1934, before Missourians voted by more than a two-thirds majority to establish the Conservation Commission in the Missouri Constitution, Missouri had less than 2,000 white-tailed deer. Today, Missouri has an estimated 1.3 million white-tailed deer. Each fall, half-a-million hunters go afield to harvest deer in Missouri, contributing \$1 billion to our economy. Growing and managing our deer herd and fostering the hunting opportunities that we enjoy takes hard work and sound science, and the Department of Conservation should be commended for employing both to preserve this important part of our heritage, not stripped of its authority to do so in order to protect narrow interests. House Committee Substitute for Senate Bill No. 506 also does not receive my support because it very clearly violates the Missouri Constitution. Article IV, Section 40(a) of the Missouri Constitution vests the Missouri Conservation Commission with the exclusive authority for:

The control, management, restoration, conservation, and regulation of the bird fish, game, forestry and all wildlife resources of the state, including hatcheries, sanctuaries, refuges, reservations and all other property owned, acquired, or used for such purposes and the acquisition and establishment thereof.

White-tailed deer are wildlife, and they are also a game animal. Putting them behind a fence does not change that fact. The Constitution makes clear that the Conservation Commission has the sole authority to control, manage, restore, conserve, and regulate “game ... and **all** wildlife” (emphasis added). The citizen-supported, citizen-led effort to conserve our forests, fish, and wildlife through this constitutional provision has in its more than 75 years made Missouri a national leader in conservation. And in granting the Commission this broad constitutional authority, the 71% of Missouri citizens who voted to do so certainly did not countenance that a statutory enactment to simply redefine the term “livestock” could suffice to undermine that authority.

I note that it is unfortunate that the legislature insisted on amending this unconstitutional provision to two pieces of legislation that otherwise contain worthy provisions advancing Missouri agriculture.

In accordance with the above stated reasons for disapproval, I am returning House Committee Substitute for Senate Bill No. 506 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

June 11, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 entitled:

AN ACT

To repeal sections 99.845, 135.700, 143.041, 143.071, 143.191, 143.451, 144.030, 144.044, 144.610, 285.230, 285.232, 285.233, and 285.234, RSMo, and to enact in lieu thereof twenty-two new sections relating to taxation, with existing penalty provisions.

I disapprove of Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693. My reasons for disapproval are as follows:

Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 would continue a damaging trend by the General Assembly to enact special tax exemptions and credits that pick winners and losers through the tax code and shift a greater proportion of the tax burden to the majority of Missourians unable to utilize such loopholes. Not a penny of the special breaks in this bill or in the others that I am vetoing today¹ was taken into account in the Fiscal Year 2015 budget passed by the General Assembly, leaving it significantly out of balance and requiring swift action to protect the State's fiscal well-being. This is fiscally irresponsible and cannot receive my support.

In enacting Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 and its brethren in the final hours of the legislative session, the General Assembly disregarded the normal legislative process, slipping in costly provisions without public hearings and without fiscal notes reflecting the impact on the state budget. And just as legislators ignored the legislative process, so too did they disregard the budget process by passing a budget just a week earlier that failed to account for this final day spending spree. Unlike the fiscal impact of Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill Nos. 509 & 496, which today's lawmakers have conveniently foisted off on future budgets for education, public safety and other vital public services, the fiscal impact of the special breaks I am vetoing today would begin impacting budgets in the fiscal year starting in less than 30 days. There are no delays, triggers, or other gimmicks that could be touted as shielding education, public safety, and other vital public services, at both the state and local level,² from the projected \$776 million in state and local revenue legislators voted to send to narrow special interests on the last day of session. While the General Assembly may have abdicated its fiscal responsibilities in failing to account for this budgetary impact, the resulting imbalance cannot be ignored and will have to be corrected through dramatic spending reductions.

Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 and the other measures I am vetoing today would add to the more than 260 sales tax exemptions and tax credits that litter Missouri's tax code without requiring the creation of a single new job. The continued erosion of the tax base through such individualized exemptions and credits violates well-established principles of sound tax policy calling for a broad tax base so that tax rates can remain low. The General Assembly has ignored repeated calls to reduce these costly and inefficient carve-outs and has instead rushed through many more, leaving Missouri families to pick up the tab for education and vital public

¹ Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584 Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612; Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662; House Committee Substitute for Senate Bill No. 727; Senate Committee Substitute for Senate Bill No. 829; Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860; Senate Committee Substitute for House Committee Substitute for House Bill No. 1296; House Bill No. 1455; and Senate Substitute for Senate Committee Substitute for House Bill No. 1865.

² In addition to impacting the general local sales tax imposed under Section 32.085, exemptions from local sales tax would reduce revenue collected through numerous voter-approved local sales taxes that are targeted to specific, community supported needs. Examples include the County Anti-Drug Sales Tax, Sections 67.391, 67.392, RSMo; County Construction Sales Tax, Sections 67.550, 67.590, RSMo; Museums and Festivals Sales Tax, Sections 67.571, 67.578, RSMo; Law Enforcement Services Sales Tax, Sections 67.582, 67.584, 92.500, RSMo; Capital Improvements Sales Tax, Sections 67.700, 67.730, 94.577, 94.578, 94.890, RSMo; Storm Water Control and Public Works Sales Tax, Sections 67.701, 67.729, 94.413, RSMo; Public Recreation Projects and Programs Sales Tax, Sections 67.745, 67.782, RSMo; Regional Recreation Districts Sales Tax, Section 67.799, RSMo; Perry County Senior Services and Youth Programs Sales Tax, Section 67.997, RSMo; Economic Development Sales Tax, Sections 67.1300, 67.1303, 67.1305, 94.1008, 94.1010, 94.1012, RSMo; Community Improvement Districts Sales Tax, Section 67.1545, RSMo; Metropolitan Parks and Recreation Districts Sales Tax, Section 67.1712, RSMo; Children's Services Sales Tax, Section 67.1775, RSMo; Water Quality, Tourism, and Infrastructure Sales Tax, Section 67.1922, RSMo; Tourism Community Enhancement Districts Sales Tax, Section 67.1959, RSMo; Exhibition Center and Recreational Facility Districts Sales Tax, Section 67.2000, RSMo; Tourism Promotion Sales Tax, Section 67.2030, RSMo; Construction of Women's and Children's Shelter Sales Tax, Section 67.2040, RSMo; Theater, Cultural Arts, and Entertainment Districts Sales Tax, Section 67.2530, RSMo; Parks, Trails, and Greenways Districts Sales Tax, Section 67.5012, RSMo; Mass Transit Sales Tax, Section 92.402, RSMo; Public Safety Sales Tax, Sections 94.579, 94.581, 94.900, 94.902, RSMo; Community Center Sales Tax, Section 94.585, RSMo; Transportation Sales Tax, Sections 94.605, 94.660, 94.705, RSMo; Historical Locations and Museums Sales Tax, Section 94.950, RSMo; Medical Care for the Medically Indigent Sales Tax, Section 94.1000, RSMo; Kansas City Zoological District Sales Tax, Sections 94.1000, 184.503, RSMo; Transportation Development District Sales Tax, Section 238.235, RSMo; County Transit Authority Sales Tax, Section 238.410, RSMo; and Storm Water Control and Parks Sales Tax, Section 644.032, RSMo.

services.

The unabated growth of such special carve-outs and the fiscal irresponsibility of failing to budget for them are all the more troubling when the General Assembly is simultaneously seeking to raise taxes on all Missourians with what could be the largest tax hike in Missouri history. While the benefits of the more than one billion dollars in annual tax breaks passed by the legislature over the past two months will go disproportionately to the wealthy, the burden of this multi-billion dollar tax increase for transportation would fall disproportionately on Missouri's working families and seniors.

The special breaks in Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 and the other bills that I am vetoing today are not the mere clarifications that their supporters claim. Instead, they seek to overrule no fewer than twenty Missouri Supreme Court cases going back to 1977 that have been followed by the department of revenue over the course of previous and current administrations. In nearly every one of the cases sought to be overturned, the court ruled that the law enacted by the General Assembly required a tax to be collected, notwithstanding that a particular businesses had hoped to be excused from the legal obligations we all share. While it is well within the rights of a losing litigant to petition their elected representatives, it is wholly disingenuous to call doing so here anything other than what it is—seeking a special exemption from the law, as currently written and as confirmed by the courts.

Throughout my time as Governor, I have worked with legislators on fiscally responsible ways to improve our tax code while protecting our state's fiscal health, including the four tax cuts that I have signed into law. Even during this legislative session, I worked directly with legislators to put forward a specific, concrete proposal that would have lowered taxes for Missourians and reined in costly and inefficient tax credits for special interests, broadening the overall tax base and reducing tax rates, while protecting our ability to invest in education and other vital public services. Unfortunately, the General Assembly refused to enact this broad tax relief in favor of narrow giveaways like those contained in Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 and the other bills I am vetoing today. For the reasons stated herein, this is an endeavor I cannot support.

Special Exemption for Used Cars

Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 exempts used cars that are 10-years or older from sales tax when the sale price is less than \$15,000. According to the legislature's own estimate, this provision would reduce state and local revenues by as much as \$60 million annually, with more than \$30 million annually in reduced revenue for highways and \$26 million annually in reduced revenue for local jurisdictions.³ Not only would this revenue reduction impact the amount of state and local highway maintenance and construction that can be undertaken, it could also jeopardize matching federal highway funds and make it more difficult to cover debt service on previously issued bonds to finance state and local road and bridge projects. With the average age of vehicles on America's roads increasing to 11.4 years, the number of vehicles subject to this exemption and the corresponding impact to state and local revenue is likely to increase over time.⁴

I cannot support a new sales tax exemption that would drain funding for transportation at the very same time the General Assembly is asking Missourians to foot the bill on a \$6 billion sales tax increase to fund transportation needs. By passing this legislation and voting to put a sales tax increase for transportation on the ballot, the General Assembly is with one hand doling out special breaks that would directly and permanently reduce funding for roads, while with the other hand reaching into the pockets of every Missourian for more road funding. This is poor fiscal policy and poor tax policy, and therefore does not receive my approval.

Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 has a number of additional problems that prevent it from receiving my signature. First, it fails to treat similarly-situated taxpayers similarly, instead picking as winners the purchasers of certain used cars based on the age of the vehicle and its sale price, while leaving all remaining purchasers in the dust. In addition, the limitation to vehicles 10-years or older and with a sale price of \$15,000 or less is an arbitrary cut-off that will lead to absurd results. For example, there is no sound economic or policy reason for why a nine year-old vehicle that costs \$14,999 or an 11-year old vehicle that costs \$15,001 is any more or less deserving of a tax exemption than the vehicles covered by this bill. These are precisely the kind of problems created with special carve-outs that pick winners and losers based on arbitrary distinctions rather than sound tax or economic policy.

In addition, as drafted this exemption is ripe for abuse and can easily be manipulated to avoid or reduce taxes on purchases not intended for the exemption. For example, current law allows the seller of a vehicle to use the vehicle's sales price as a credit toward the purchase price of a subsequent vehicle in determining the tax due on the purchase.⁵ With the new exemption in Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693, used car dealers could set up straw transactions to sell used cars older than 10 years to their customers and then take those same cars as trade-ins toward newer cars, which would allow their customers to reduce or avoid paying altogether the tax on the newer car purchase. That this may be an unintended consequence of the legislation does not make its impact on state and local budgets any less real or immediate.

³ The \$26 million annual reduction in local revenue from this provision is not dissimilar to the local revenue loss that was anticipated as a result of local jurisdictions no longer being able to collect tax on out-of-state vehicle purchases following the decision in *Street v. Director of Revenue*, 361 S.W.3d 355, 356 (Mo. banc 2012). It is puzzling that after passing legislation to prevent this anticipated loss of local tax revenue last year, the General Assembly would turn around the very next year and pass legislation to drain a similar amount of revenue from those same local jurisdictions.

⁴ https://www.polk.com/company/news/polk_finds_average_age_of_light_vehicles_continues_to_rise

⁵ Section 144.025, RSMo, provides:

Notwithstanding any other provisions of law to the contrary, in any retail sale . . . where any article on which sales or use tax has been paid, credited, or otherwise satisfied or which was exempted or excluded from sales or use tax is taken in trade as a credit or part payment on the purchase price of the article being sold, the tax imposed by sections 144.020 and 144.440 shall be computed only on that portion of the purchase price which exceeds the actual allowance made for the article traded in or exchanged . . . This section shall also apply to motor vehicles . . . sold by the owner or holder of the properly assigned certificate of ownership if the seller purchases or contracts to purchase a subsequent motor vehicle . . . within one hundred eighty days before or after the date of the sale of the original article and a bill of sale showing the paid sale price is presented to the department of revenue at the time of licensing. . . .

Special Exemption for Personal Seat Licenses

Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 would exempt from tax a right of first refusal for tickets sold at the Sprint Center in Kansas City. As with the other new exemptions enacted in this and similar bills, the General Assembly failed to account for the fiscal impact of this exemption in the Fiscal Year 2015 budget they enacted. It is unclear why this activity should receive a new special tax exemption, and it is even more unclear why the General Assembly would pass a special law, potentially violating the Missouri Constitution, in order to effectuate it. Unfortunately, because this provision never received a public hearing, the answer remains as elusive as my support.

Expansion of the Wine & Grape Tax Credit

Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 would expand the Wine and Grape Production Tax Credit by making purchases of used equipment eligible for the credit. The General Assembly failed to account for the estimated \$125,000 reduction in state revenue from this expansion in the Fiscal Year 2015 budget they passed.

Beginning more than 160 years ago, Missouri's wine industry has grown to more than 120 wineries generating \$1.6 billion annually in economic impact. It is difficult to believe that the continued success of this thriving industry depends on the expansion of this relatively modest government subsidy. While the wine industry has a tremendous positive economic impact for the state, the Wine and Grape Production Tax Credit fails to generate a positive return, with the most recent cost benefit analysis indicating that for every dollar in tax credits issued, the state could expect to receive just 3 cents in general revenue return. The lack of a positive return on investment is what prompted the bipartisan Tax Credit Review Commission to call for the outright elimination of the credit.

Unlike other tax credits enacted or reauthorized this legislative session, this expansion of the Wine and Grape Production Tax Credit would not make it subject to appropriation or restructure it in a way that would make it revenue-neutral. Instead, Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 would simply broaden the activities eligible for the credit, thereby increasing the credit's cost and diverting additional funding from education and other vital public services, none of which was taken into account in the budget passed by the General Assembly. This is fiscally irresponsible and does not receive my support.

In accordance with the above-stated reasons for disapproval, I am returning Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693 without my approval.

Sincerely,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

June 24, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 entitled:

AN ACT

To repeal 160.011, 160.041, 160.400, 160.405, 160.415, 160.417, 162.081, 162.1250, 163.021, 163.036, 163.073, 163.410, 167.121, 167.131, 171.029, 171.031, 171.033, 177.011, 177.088, and 210.861, RSMo, and to enact in lieu thereof forty-seven new sections relating to elementary and secondary education, with an emergency clause.

I disapprove of Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624. My reasons for disapproval are as follows:

Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 is the legislature's attempt to create transfer solutions for students attending schools in unaccredited districts. Unfortunately, not only would Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 not solve the school transfer problems it was intended to address, it would create new problems that exacerbate the hardships faced by the children who attend unaccredited schools.

Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 would authorize the expenditure of public funds for the tuition of students who transfer from an unaccredited school in an unaccredited district in St. Louis, St. Louis County and Jackson County to private, nonsectarian schools located in the students' district of residence. Although proponents of this provision claim that only local tax dollars would be expended and that they would be expended only if approved by the district's voters, no such vote would be required after a district has been unaccredited for three years. Either with or without

a vote, the result would be the same—public money would be diverted to private schools, in clear violation of the Missouri Constitution.¹ In addition, through its enactment of Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624, the General Assembly would extend this private school option without holding private schools responsible for how well they educate students. Unlike the accountability to taxpayers that locally elected school boards provide, this scheme for directing public funds to private schools would come with no such protection. Private schools do not have to answer to voters, their leadership does not have to stand for election or re-election, and their budgets are not transparent to allow public scrutiny. Accordingly, public funds should not be diverted to private schools.

In a particularly cruel reversal of existing law, Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 would also eliminate the current requirement that unaccredited districts pay for the transportation costs of transfers. This policy would be grossly unfair to the hundreds of families whose children transferred to accredited districts during the most recent school year with the understanding that their future transportation costs would be paid by the unaccredited, sending district. In this way, Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 would pull the rug out from under these families by eliminating the current obligation to pay for their school transportation costs.

Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 would also allow receiving districts to discount the tuition paid for transfers in exchange for not having to consider those students' performance data for accountability purposes for up to five years. Enshrining this cynical bargain in law shortchanges the very transfer students whose educational struggles this legislation was purported to help. This discount would allow districts to discard the transfer students they accept and not be held accountable for how they educate these students. As an example, consider transfers by high school students—a receiving district that accepted these students and extended a 30% tuition discount would never need to account for their academic performance on the district's Annual Performance Report.

Unrelated to the school transfer problem it purports to address, Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 also includes a provision very similar to the one I vetoed in Senate Committee Substitute for House Committee Substitute for House Bill No. 1789 (2012). This provision would deviate from the well-established procedure for assigning a student to another school district if the student's residence is located so as to create an unusual or unreasonable transportation hardship. A similar provision did not meet my approval in 2012 and neither does this one.

In accordance with the above-stated reasons for disapproval, I am returning Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 493, 485, 495, 516, 534, 545, 595, 616 & 624 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

¹ Article III, Section 38(a) of the Missouri Constitution provides:

The general assembly shall have no power to grant public money or property, or lend or authorize the lending of public credit, to any private person, association or corporation, excepting aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons.

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
June 11, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you House Committee Substitute for Senate Bill No. 727 entitled:

AN ACT

To amend chapters 144 and 208, RSMo, by adding thereto three new sections relating to farmers' markets.

I disapprove of House Committee Substitute for Senate Bill No. 727. My reasons for disapproval are as follows:

House Committee Substitute for Senate Bill No. 727 would continue a damaging trend by the General Assembly to enact special tax exemptions and credits that pick winners and losers through the tax code and shift a greater proportion of the tax burden to the majority of Missourians unable to utilize such loopholes. Not a penny of the special breaks in this bill or in the others that I am

vetoing today¹ was taken into account in the Fiscal Year 2015 budget passed by the General Assembly, leaving it significantly out of balance and requiring swift action to protect the State's fiscal well-being. This is fiscally irresponsible and cannot receive my support.

House Committee Substitute for Senate Bill No. 727 contains a number of provisions that could become law with my action on other legislation. However, I cannot support adding to the more than 200 sales tax exemptions in current law that divert funding from education, public safety, and other vital public services, particularly when the General Assembly has failed to account for it in the budget they passed.

House Committee Substitute for Senate Bill No. 727 would provide a new exemption from state and local taxes for sales of farm products at a farmers' market by entities who estimate that their annual farmers' market sales will be less than \$25,000. This means that entities who estimate that their annual farmers' market sales will be \$25,000 or more would be subject to state and local tax. The sale of agricultural products grown in Missouri as well as those grown in other states would be subject to the exemption.

This provision, as drafted, would create confusion among both sellers and customers at farmers' markets and lead to significant governmental intrusion into their affairs. First, the bill contains an arbitrary limitation as to who is eligible for the exemption and who would have to collect tax based solely on whether they estimate they will have more or less than \$25,000 in farmers' markets sales. Thus, an individual who estimates sales of \$24,999 would not have to collect tax, but an individual estimating a dollar more in sales would. This could result in a consumer paying sales tax on the corn they purchase at one booth, while buying the corn tax free at the booth right next door. In addition, whether the tax applies is based on *estimated*, rather than *actual* sales. This would mean that a seller with actual sales far in excess of the \$25,000 limitation could continue to sell products tax-free, so long as they had previously "estimated" that their sales would be below the \$25,000 threshold. For example, under the bill a seller who estimates \$20,000 in sales but who actually has \$30,000 would not have to collect taxes on any of their sales, while a seller who estimates their sales at \$30,000 but has actual sales of just \$20,000 would have to collect taxes.

The provision would also increase governmental intrusion in order to police the limitation for \$25,000 in estimated annual sales. There is nothing in the bill directing how the estimated annual sales are to be derived, or to whom or how the required estimate is to be reported. Presumably, it will require all farmers' market sellers to complete paperwork and be subject to an audit of their sales information from at least the three previous years to determine the validity of the annual sales estimate. This would result in significant government access into otherwise private business information, which would appear inconsistent with the overall intent of this new exemption.

In accordance with the above-stated reasons for disapproval, I am returning House Committee Substitute for Senate Bill No. 727 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

¹ Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584; Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612; Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662; Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693; Senate Committee Substitute for Senate Bill No. 829; Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860; Senate Committee Substitute for House Committee Substitute for House Bill No. 1296; House Bill No. 1455; and Senate Substitute for Senate Committee Substitute for House Bill No. 1865.

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 7, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Senate Committee Substitute for Senate Bill No. 731 entitled:

AN ACT

To repeal sections 82.1025, 82.1027, 82.1028, 82.1029, and 82.1030, RSMo, and to enact in lieu thereof six new sections relating to property regulations in certain cities and counties.

I disapprove of Senate Committee Substitute for Senate Bill No. 731. My reasons for disapproval are as follows:

Senate Committee Substitute for Senate Bill No. 731 began as a well-meaning measure to provide additional tools for neighborhood organizations and property owners to hold negligent property owners accountable for diminished property values and unsafe conditions. However, an amendment added on the Senate floor would infringe upon private property rights by giving a broad new immunity for polluters creating environmental hazards and contamination that reduce nearby property values. For this reason, Senate Committee Substitute for Senate

Bill No. 731 does not receive my approval.

The Senate floor amendment to Senate Committee Substitute for Senate Bill No. 731, added as section 1 to the bill, would provide:

No action shall be brought under section 82.1025 or sections 82.1027 to 82.1030 if the owner of the property that is the subject of the action is in good faith compliance with *any* order issued by the department of natural resources, the United States Environmental Protection Agency, or the office of attorney general.

(emphasis added). This broad immunity would bar statutory nuisance actions by private property owners and neighborhood organizations in the counties of Jefferson, Platte, Franklin, Cass, Clay, Cole, and Cape Girardeau, and the cities of Springfield, St. Louis and Kansas City in the circumstances outlined. This would diminish the rights of property owners under current law to hold someone accountable for actions that reduce property values and create hazards to health, safety and the environment. For example, assume private property owners in St. Louis County are attempting to bring a statutory nuisance action seeking damages from the owner of a landfill that is contaminating nearby properties, creating noxious fumes, and decreasing area property values. Although such an action might proceed under current law, this bill would prohibit it if the Environmental Protection Agency (EPA), the Department of Natural Resources (DNR), or the Attorney General has ordered the landfill operator to clean up the contamination and the company is attempting to comply with that order.

Not only would this new immunity deprive private property owners of rights they enjoy under current law, its ambiguous wording would confer immunity even when the referenced government order does not apply to the property creating the nuisance. For example, assume DNR issues an order requiring a utility company to clean up contamination at a former facility in Randolph County. If the utility is complying with that clean-up order, this bill would also give the company immunity for operations creating a nuisance at its facilities in Franklin, St. Louis, Jefferson, Cape Girardeau, and Cole counties.

In addition, the ambiguous language of this immunity provision does not even require the party creating the nuisance to actually be in compliance with any of the referenced government orders. Instead, the immunity would be triggered upon “good faith,” as opposed to *actual*, compliance. This could prevent private property owners from bringing a statutory nuisance action even when the party creating the nuisance is currently violating a government order. For example, a quarry in Cape Girardeau could be violating a DNR order to control dust emissions contaminating nearby property, but under this bill adjoining property owners would be barred from bringing a statutory nuisance action to protect their property so long as the quarry is attempting, even if unsuccessfully, to comply with the DNR order. Similarly, a chemical company in Cass County attempting to comply with a DNR order to clean up hazardous waste on its property may be immune from suit even if contamination from the buried chemicals has migrated into the drinking water used by neighboring property owners.

Senate Committee Substitute for Senate Bill No. 731 began with a noble purpose of strengthening the rights of property owners and neighborhood organizations, but the changes during the legislative process, particularly the Senate floor amendment providing a broad new immunity for those damaging the property of others, would move the state in the opposite direction. This I cannot support.

In accordance with the above stated reasons for disapproval, I am returning Senate Committee Substitute for Senate Bill No. 731 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 7, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you House Committee Substitute for Senate Bill No. 508 entitled:

AN ACT

To repeal sections 43.530, 105.711, 208.631, 208.636, 208.640, 208.643, 208.646, and 376.2004, RSMo, and to enact in lieu thereof nine new sections relating to health insurance, with a penalty provision.

I disapprove of House Committee Substitute for Senate Bill No. 508. My reasons for disapproval are as follows:

House Committee Substitute for Senate Bill No. 508 contains a number of worthwhile provisions that can become law with my action on other legislation. However, this legislation does not receive my approval due to a significant drafting error.

House Committee Substitute for Senate Bill No. 508 would impose additional restrictions on the licensure of an individual as a “navigator,” one who provides information or services in connection with eligibility, enrollment, or the program specifications of any health benefit exchange operating pursuant to the Affordable Care Act. Section 376.2004.6 of the bill would require an applicant for a navigator license to submit two full sets of fingerprints to the Missouri State Highway Patrol “for the purpose of obtaining a state and federal criminal records check under section 43.540 and Public Law 92-554 [sic].”

The bill’s reference to Public Law 92-554 should be to Public Law 92-544. This mistaken reference to Public Law 92-554, which deals with alcohol abuse and prevention, instead of to Public Law 92-544, which deals with federal criminal records, was included in model legislation

developed by the American Legislative Exchange Council (ALEC) entitled the “Navigator Background Check Act,” which provides, in relevant part:

(4) The **{insert state department of insurance}** shall submit a full set of fingerprints to the **{insert state department of public safety}** for the purpose of obtaining a state and federal criminal records check pursuant to **{insert relevant state criminal history records statute}** and Public Law 92-554 [sic]. The **{insert state department of insurance}** shall not issue the registration if the person has been convicted of a felony offense or a misdemeanor offense involving fraud or dishonesty.¹

It appears that in copying and pasting from this ALEC model act, the General Assembly failed to correct this incorrect reference to Public Law 92-554.² While some may believe that such an error is “close enough” for a model act, it cannot be allowed to become the law of this State. Particularly in an area of the law that is the subject of ongoing litigation, a glaring defect such as this cannot simply be ignored. Accordingly, this measure does not receive my approval.

In accordance with the above-stated reasons for disapproval, I am returning House Committee Substitute for Senate Bill No. 508 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

¹The full text of the ALEC Model “Navigator Background Check Act” is available at <http://www.alec.org/model-legislation/navigator-background-check-act/>.

² Some state legislatures that have considered similar navigator-related legislation derived from the ALEC model legislation have taken the opportunity to fix the incorrect reference from the ALEC model before enacting it. See Arizona House Bill 2508 (2014), available at <http://www.azleg.gov/legtext/51leg/2r/laws/0153.pdf>. However, like the Missouri General Assembly, other state legislatures considering such legislation have simply parroted the incorrect reference from the ALEC model act without alteration. See Kansas Senate Bill 362 (2014), available at http://www.kslegislature.org/li/b2013_14/measures/documents/sb362_01_0000.pdf

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 10, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you House Committee Substitute for Senate Substitute for Senate Bill No. 575 entitled:

AN ACT

To repeal sections 8.597, 21.440, 21.445, 21.450, 21.455, 21.460, 21.465, 21.530, 21.535, 21.537, 21.795, 21.800, 21.801, 21.820, 21.835, 21.850, 21.910, 21.920, 30.953, 30.954, 30.956, 30.959, 30.962, 30.965, 30.968, 30.971, 33.150, 33.850, 37.250, 135.210, 135.230, 167.042, 167.195, 191.115, 191.934, 197.291, 208.952, 208.955, 210.153, 215.261, 215.262, 217.025, 217.550, 217.567, 262.950, 301.129, 313.001, 320.092, 338.321, 348.439, 361.120, 376.1190, 383.250, 386.145, 476.681, 620.050, 620.602, 620.1300, 630.010, 630.461, and 650.120, RSMo, section 105.955 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, section 208.275 as enacted by senate substitute for senate committee substitute for house committee substitute for house bill no. 555 merged with senate substitute no. 2 for house bill no. 648, ninety-sixth general assembly, first regular session, section 208.275 as enacted by senate committee substitute for house committee substitute for house bill no. 464, ninety-sixth general assembly, first regular session, and section 476.055 as enacted by conference committee substitute for house committee substitute for senate bill no. 636, ninety-sixth general assembly, second regular session, and to enact in lieu thereof twenty-one new sections relating to the existence of certain committees.

I disapprove of House Committee Substitute for Senate Substitute for Senate Bill No. 575. My reasons for disapproval are as follows:

House Committee Substitute for Senate Substitute for Senate Bill No. 575 contains a number of worthwhile provisions that can become law with my action on other legislation. However, this legislation does not receive my approval due to the inclusion of provisions limiting the requirement for actuarial analysis of health insurance benefit mandates and repealing the MO HealthNet Oversight Committee.

House Committee Substitute for Senate Substitute for Senate Bill No. 575 would repeal the current requirement that an actuarial analysis be conducted on any proposed legislation imposing a new health insurance benefit mandate and replace it with a more modest requirement to perform an actuarial analysis only on health insurance mandates actually enacted by the General Assembly. In so limiting the requirement for an actuarial analysis, House Committee Substitute for Senate Substitute for Senate Bill No. 575 thwarts the original intent of the law, which was to ensure that the General Assembly fully understood the fiscal impact of such mandates *prior* to their enactment. A measure such as this that would limit the information available to policymakers before they vote to impose a new mandate does not receive my support.

In addition, the MO HealthNet Oversight Committee consists of a bipartisan group of legislators and experienced Medicaid providers.

House Committee Substitute for Senate Substitute for Senate Bill No. 575 would repeal the MO HealthNet Oversight Committee, while making permanent the Joint Committee on MO HealthNet, which is composed exclusively of legislators. The elimination of the MO HealthNet Oversight Committee would leave future responsibility for oversight of Missouri's Medicaid system without the benefit of formal representation by individuals with specialized expertise in the committee's subject matter. Oversight of a program of this significance should draw from the full spectrum of available resources and perspectives, rather than being limited to a select group of public officials.

In accordance with the above-stated reasons for disapproval, I am returning House Committee Substitute for Senate Substitute for Senate Bill No. 575 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

June 11, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 entitled:

AN ACT

To repeal sections 143.183, 143.451, 144.021, and 144.054, RSMo, and to enact in lieu thereof four new sections relating to taxation.

I disapprove of Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612. My reasons for disapproval are as follows:

Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 would continue a damaging trend by the General Assembly to enact special tax exemptions and credits that pick winners and losers through the tax code and shift a greater proportion of the tax burden to the majority of Missourians unable to utilize such loopholes. Not a penny of the special breaks in this bill or in the others that I am vetoing today¹ was taken into account in the Fiscal Year 2015 budget passed by the General Assembly, leaving it significantly out of balance and requiring swift action to protect the State's fiscal well-being. This is fiscally irresponsible and cannot receive my support.

In enacting and its brethren in the final hours of the legislative session, the General Assembly disregarded the normal legislative process, slipping in costly provisions without public hearings and without fiscal notes reflecting the impact on the state budget. And just as legislators ignored the legislative process, so too did they disregard the budget process by passing a budget just a week earlier that failed to account for this final day spending spree. Unlike the fiscal impact of Senate Substitute No. 3 for Senate Committee Substitute for Senate Bill Nos. 509 & 496, which today's lawmakers have conveniently foisted off on future budgets for education, public safety and other vital public services, the fiscal impact of the special breaks I am vetoing today would begin impacting budgets in the fiscal year starting in less than 30 days. There are no delays, triggers, or other gimmicks that could be touted as shielding education, public safety, and other vital public services, at both the state and local level,² from the projected nearly \$776 million in state and local revenue legislators voted to send to narrow special interests on

¹ Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584; Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662; Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693; House Committee Substitute for Senate Bill No. 727; Senate Committee Substitute for Senate Bill No. 829; Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 860; Senate Committee Substitute for House Committee Substitute for House Bill No. 1296; House Bill No. 1455; and Senate Substitute for Senate Committee Substitute for House Bill No. 1865.

² In addition to impacting the general local sales tax imposed under Section 32.085, exemptions from local sales tax would reduce revenue collected through numerous voter-approved local sales taxes that are targeted to specific, community supported needs. Examples include the County Anti-Drug Sales Tax, Sections 67.391, 67.392, RSMo; County Construction Sales Tax, Sections 67.550, 67.590, RSMo; Museums and Festivals Sales Tax, Sections 67.571, 67.578, RSMo; Law Enforcement Services Sales Tax, Sections 67.582, 67.584, 92.500, RSMo; Capital Improvements Sales Tax, Sections 67.700, 67.730, 94.577, 94.578, 94.890, RSMo; Storm Water Control and Public Works Sales Tax, Sections 67.701, 67.729, 94.413, RSMo; Public Recreation Projects and Programs Sales Tax, Sections 67.745, 67.782, RSMo; Regional Recreation Districts Sales Tax, Section 67.799, RSMo; Perry County Senior Services and Youth Programs Sales Tax, Section 67.997, RSMo; Economic Development Sales Tax, Sections 67.1300, 67.1303, 67.1305, 94.1008, 94.1010, 94.1012, RSMo; Community Improvement Districts Sales Tax, Section 67.1545, RSMo; Metropolitan Parks and Recreation Districts Sales Tax, Section 67.1712, RSMo; Children's Services Sales Tax, Section 67.1775, RSMo; Water Quality, Tourism, and Infrastructure Sales Tax, Section 67.1922, RSMo; Tourism Community Enhancement Districts Sales Tax, Section 67.1959, RSMo; Exhibition Center and Recreational Facility Districts Sales Tax, Section 67.2000, RSMo; Tourism Promotion Sales Tax, Section 67.2030, RSMo; Construction of Women's and Children's Shelter Sales Tax, Section 67.2040, RSMo; Theater, Cultural Arts, and Entertainment Districts Sales Tax, Section 67.2530, RSMo; Parks, Trails, and Greenways Districts Sales Tax, Section 67.5012, RSMo; Mass Transit Sales Tax, Section 92.402, RSMo; Public Safety Sales Tax, Sections 94.579, 94.581, 94.900, 94.902, RSMo; Community Center Sales Tax, Section 94.585, RSMo; Transportation Sales Tax, Sections 94.605, 94.660, 94.705, RSMo; Historical Locations and Museums Sales Tax, Section 94.950, RSMo; Medical Care for the Medically Indigent Sales Tax, Section 94.1000, RSMo; Kansas City Zoological District Sales Tax, Sections 94.1000, 184.503, RSMo; Transportation Development District Sales Tax, Section 238.235, RSMo; County Transit Authority Sales Tax, Section 238.410, RSMo; and Storm Water Control and Parks Sales Tax, Section 644.032, RSMo.

the last day of session. While the General Assembly may have abdicated its fiscal responsibilities in failing to account for this budgetary impact, the resulting imbalance cannot be ignored and will have to be corrected through dramatic spending reductions.

Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 and the other measures I am vetoing today would add to the more than 260 sales tax exemptions and tax credits that litter Missouri's tax code without requiring the creation of a single new job. The continued erosion of the tax base through such individualized exemptions and credits violates well-established principles of sound tax policy calling for a broad tax base so that tax rates can remain low. The General Assembly has ignored repeated calls to reduce these costly and inefficient carve-outs and has instead rushed through many more, leaving Missouri families to pick up the tab for education and vital public services.

The unabated growth of such special carve-outs and the fiscal irresponsibility of failing to budget for them are all the more troubling when the General Assembly is simultaneously seeking to raise taxes on all Missourians with what could be the largest tax hike in Missouri history. While the benefits of the more than one billion dollars in annual tax breaks passed by the legislature over the past two months will go disproportionately to the wealthy, the burden of this multi-billion dollar tax increase for transportation would fall disproportionately on Missouri's working families and seniors.

The special breaks in Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 and the other bills that I am vetoing today are not the mere clarifications that their supporters claim. Instead, they seek to overrule no fewer than twenty Missouri Supreme Court cases going back to 1977 that have been followed by the department of revenue over the course of previous and current administrations. In nearly every one of the cases sought to be overturned, the court ruled that the law enacted by the General Assembly required a tax to be collected, notwithstanding that a particular businesses had hoped to be excused from the legal obligations we all share. While it is well within the rights of a losing litigant to petition their elected representatives, it is wholly disingenuous to call doing so here anything other than what it is—seeking a special exemption from the law, as currently written and as confirmed by the courts.

Throughout my time as Governor, I have worked with legislators on fiscally responsible ways to improve our tax code while protecting our state's fiscal health, including the four tax cuts that I have signed into law. Even during this legislative session, I worked directly with legislators to put forward a specific, concrete proposal that would have lowered taxes for Missourians and reined in costly and inefficient tax credits for special interests, broadened the overall tax base and reduced tax rates, while protecting our ability to invest in education and other vital public services. Unfortunately, the General Assembly refused to enact this broad tax relief in favor of narrow giveaways like those contained in Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 and the other bills I am vetoing today. For the reasons stated herein, this is an endeavor I cannot support.

Windfall Refunds and Retroactive Immunity

Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 would mandate governmental notification before a business is under any legal obligation to collect and remit sales tax under an administrative or judicial decision that modifies the items subject to tax. *See* Section 144.021.2. This ambiguously-worded provision is projected to reduce state and local revenues by up to \$200 million annually.³ As with the various other tax measures the General Assembly rushed through on the last day of session, the Fiscal Year 2015 budget they enacted fails to account for any of the revenue reductions that would result from this provision.

Mandatory governmental notification before a law applies would turn on its head the long-standing principle of our democracy that individuals are presumed to know the law. It is one thing to require the government to provide information about recent developments in the law so that those affected can adjust their prospective conduct accordingly, but it is quite another to condition whether that law even applies based upon whether a person has received personal notification of the law's existence. This kind of governmental paternalism is unprecedented. This year alone the General Assembly passed nearly 200 bills modifying thousands of pages of Missouri law that apply to all manner of conduct. The General Assembly should not have to send a letter to every Missourian before this legion of new laws takes effect. Similarly, every potential criminal should not have to receive a notice describing this year's revisions to the state's criminal code before they can be prosecuted under it.

This provision in Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 also misunderstands tax law. Although a decision of the director of revenue is listed as an example of a "modification" triggering the duty to notify established by the bill, the director has no power to finally determine whether an item is taxable or not; that authority lies solely with those who write the tax laws—the General Assembly—and those that finally interpret them—the Missouri Supreme Court. *See* Mo. Const. Art. V, Sec. 3 (giving the Missouri Supreme Court exclusive appellate jurisdiction over the construction of the revenue laws of this state). Similarly, a decision of the administrative hearing commission is listed as something that can trigger notification. However, while the administrative hearing commission has the power to hear individual disputes, a decision of that body is not binding beyond the parties, and therefore it cannot finally "modify" what is taxable or not for other affected sellers.

Although a decision of the Missouri Supreme Court might "change[] which items of tangible personal property or services are taxable" within the meaning of the bill, the court decisions that purportedly prompted this provision and many of the new exemptions passed on the final day of the legislative session did not. In each of those cases, the Missouri Supreme Court found that the current law, as enacted by the General

³ A significant portion of the fiscal impact from this provision is due to its failure to prohibit a business that was properly collecting tax from claiming a refund for the taxes it paid prior to receiving the notification called for under the bill. Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662, which I am also vetoing today, contains a similar provision but includes language that expressly prohibits refunds for businesses that had been correctly collecting the tax, thereby reducing its projected fiscal impact.

Assembly, required a tax to be paid, notwithstanding that a particular business had tried to get out of this legal obligation.⁴ The decisions did not newly subject an item to tax; instead, they simply confirmed that such items were and are taxable. However, there is nothing in this bill to prevent a business from arguing that court decisions like these are “modifications” triggering a notification to all affected sellers that what was always taxable continues to be taxable as confirmed by the Missouri Supreme Court.

The bill provides far-reaching consequences for such a notification. Under the bill, a failure to notify an affected seller “shall relieve such seller of liability for taxes that would be due under the modification.” See Section 144.021.2. Accordingly, receiving a notification gives any business that was not collecting taxes prior to the notice retroactive immunity for taxes that the Missouri Supreme Court has confirmed should have been collected. Under this bill, even the specific business that had sought to avoid paying taxes, hired a lawyer to litigate the issue, and lost in court, could argue that it had no tax liability for any of the taxes the court ordered it to pay prior to being notified of the decision in its own case.

Even more problematic than retroactive immunity for businesses that had not been collecting and remitting the taxes required by the law would be the windfall for businesses that had been correctly collecting the taxes required prior to the court decision confirming their obligation to do so. Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 would waive any tax liability prior to receiving the required notification and, unlike a similar provision in Conference Committee Substitute for House Committee Substitute for Senate Bill No. 662, it does not expressly preclude a business that had been properly collecting the tax from this waiver of tax liability. Accordingly, there is nothing in this bill preventing a business that was properly collecting the tax from claiming a refund for the taxes it correctly collected prior to being notified of a Missouri Supreme Court decision confirming that the tax it had been correctly collecting was required under the law. Under this provision, the vast majority of businesses properly collecting tax could seek a windfall refund simply because a particular business had sought to avoid its legal obligation, litigated, and lost.

The problems with this provision extend beyond windfall refunds and retroactive immunity, to the additional governmental intrusion and burden on taxpayers that could result from the requirement to provide a personal notification to each and every affected seller. Such individualized notification would require the department of revenue to more closely and more frequently scrutinize sales data and other business information it obtains and to potentially require additional information in order to determine precisely which businesses might be affected by a given decision. In addition, because addresses, ownership and personal contact information change over time, the department would need to gather updated information more frequently and perhaps maintain a comprehensive database of such information to ensure cost-effective compliance with the personalized notification requirement of the bill. The need to continually maintain up-to-date sales and other business information would result in additional burdens for taxpayers that could be avoided with a less onerous, and likely more effective, method of providing generalized notice of updates in the law than the personal notification mandated by Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612.

If it were to become law, Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 would create no shortage of work for tax attorneys and consultants. It provides a clear incentive for businesses to engage in otherwise unnecessary litigation in the hopes of obtaining a “decision” arguably constituting a “modification” in order to trigger individual notification and then either a windfall refund if they were complying with the law or retroactive immunity if they were violating it. Moreover, it will require all taxpayers to bear the cost of staffing and postage to comply with the personal notification mandate, while putting additional burdens on businesses through additional government intrusion into their affairs. While providing up-to-date information to taxpayers is a laudable policy, Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 fails to accomplish it and instead puts additional burden on taxpayers and significantly reduces state and local revenue. Accordingly, this measure does not receive my support.

Special Exemptions for Commercial Laundries and Dry Cleaners

Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 would exempt commercial laundries and dry cleaners from paying state and local sales and use taxes on their purchases of materials, goods, machinery, electrical energy and gas, chemicals, soaps, detergents, cleaning and sanitizing agents, and other ingredients used to treat, clean and sanitize textiles. These new tax exemptions would only be available for large commercial and industrial laundries and dry cleaners—facilities that process at least 500 pounds per hour and 60,000 pounds per week. There is no requirement that a benefitting business create any new jobs to take advantage of these broad new exemptions. Moreover, the General Assembly failed to account for the projected \$2 million annual reduction in state revenue in the budget they enacted for the fiscal year starting July 1, as well as an additional \$2 million reduction projected for local jurisdictions.

Like many of the exemptions and carve-outs rushed through on the last day of the legislative session, these new exemptions for laundries and dry cleaners are not mere clarifications of existing sales and use tax law. Instead, this provision would seek to overrule 25 years of legal precedent holding that cleaning dirty clothes is not the same as manufacturing. In 1989, the Missouri Supreme Court first “plumbed the sudsy depths of various sales and use tax exemptions and found no application to commercial laundry operations.” *AAA Laundry & Linen Supply Co. v. Director of Revenue*, 425 S.W.3d 126, 127 (Mo. banc 2014) (discussing *Unitog Rental Services, Inc. v. Director of Revenue*, 779 S.W.2d

⁴ This is true whether it was the court reaffirming this year the tax a laundry first sought to avoid in 1989, see *AAA Laundry & Linen Supply Co. v. Director of Revenue*, 425 S.W.3d 126, 127 (Mo. banc 2014) (discussing *Unitog Rental Services, Inc. v. Director of Revenue*, 779 S.W.2d 568 (Mo. banc 1989)), affirming that the General Assembly’s laws did not exempt the purchases claimed as tax free by convenience stores, restaurants, or grocery stores, see *Aquila Foreign Qualifications Corp. v. Director of Revenue*, 362 S.W.3d 1, 2 (Mo. banc 2012); *Brinker Missouri, Inc. v. Director of Revenue*, 319 S.W.3d 433, 435 (Mo. banc 2010); *Union Elec. Co. v. Director of Revenue*, 425 S.W.3d 118, 120 (Mo. banc 2014), or clarifying in 2008 that “tax is due for ‘fees paid to, or in any place of amusement, entertainment or recreation,’” see *Michael Jaudes Fitness Edge, Inc. v. Director of Revenue*, 248 S.W.3d 606 (Mo. banc 2008) (affirming denial of refund claim for taxes paid at fitness center based on *Wilson’s Total Fitness Center, Inc. v. Director of Revenue*, 38 S.W.3d 424 (Mo. banc 2001)).

568 (Mo. banc 1989)). Earlier this year, the court similarly rejected a commercial laundry's attempt to avoid paying its taxes, reiterating that, as in 1989, the laws enacted by the General Assembly did not provide a tax exemption. *Id.* at 127-29. Following this decision, the laundry league lobbied lawmakers for tailor-made exemptions that would treat ironing out the wrinkles as "processing" a shirt and getting out the grass stains as "manufacturing" a pair of pants, thereby abrogating a quarter century of law and relieving the laundries of their previous legal obligations.

Because these new exemptions were enacted without regard for the normal legislative process—slipped into the bill without ever being in an introduced bill, without ever being the subject of a public hearing, and without ever being included in a fiscal note that reflected their cost—it is not surprising that they promote poor tax policy. First, these exemptions draw a seemingly arbitrary distinction between the laundries and dry cleaners fortunate enough to gain this generous new benefit and the rest who are left out to dry. Under this provision, a laundry that processes 59,999 pounds per week would have to continue paying their taxes, but a laundry processing a single pound more would be entitled to broad new exemptions from state and local taxes. This distorts the free market and puts smaller laundries and dry cleaners (not to mention the Missouri families who are doing their own laundry) in the position of subsidizing the operations of the larger ones. The large commercial laundries might be getting their detergent tax-free, but the rest of Missouri taxpayers would be getting taken to the cleaners.

Moreover, this provision does not simply give commercial laundries and dry cleaners the same tax exemptions enjoyed by other businesses. It gives them more lucrative ones. Although some of the tax exemptions available to manufacturers are limited solely to state taxes, these new exemptions for laundries would apply to local taxes as well. With this provision, the General Assembly would be privileging washing dirty clothes over manufacturing new products, giving commercial dry cleaners and laundries a better deal than Missouri manufacturers without any clearly-articulated economic justification for doing so and without requiring the creation of a even a single new job. Particularly when coupled with the fiscal irresponsibility of failing to account for the fiscal impact in the budget, these exemptions represent poor tax policy and poor fiscal policy, and cannot receive my approval.

Corporate Income Allocation

Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 would enable additional businesses to reduce their corporate income taxes by utilizing an alternative method of calculating the amount of their income that is derived in Missouri. Legislation enacted last year authorized this alternative allocation method for manufacturers and other businesses selling tangible personal property. This provision would expand this alternative method to sellers of intangible personal property and service providers such as law firms, accounting firms, stock brokers, bond traders, real estate holding companies, and consultants.

Like many of the tax measures enacted during the final hours of the legislative session, this provision was never the subject of a public hearing and was not accounted for in the Fiscal Year 2015 budget passed by the General Assembly. A change to Missouri's tax policy that would reduce state revenues by up to \$15 million annually according to the legislature's own estimate should be the subject of open debate, and the foregone revenue must be accounted for in the budget in order to receive my support.

In accordance with the above-stated reasons for disapproval, I am returning Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612 without my approval.

Sincerely,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 8, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Conference Committee Substitute for House Committee Substitute for Senate Bill No. 615 entitled:

AN ACT

To repeal sections 49.272, 452.556, 476.056, 478.320, 478.437, 478.464, 478.513, 478.600, 483.140, 488.012, 488.014, 488.426, 488.607, 550.040, 550.060, 575.153, and 610.021, RSMo, section 476.385 as enacted by conference committee substitute for house committee substitute for senate bill no. 23, ninety-seventh general assembly, first regular session, and section 476.385 as enacted by conference committee substitute for senate substitute for senate committee substitute for house bill no. 683, ninety-fifth general assembly, first regular session, and to enact in lieu thereof twenty-one new sections relating to the administration of justice, with an existing penalty provision, and an emergency clause for certain sections.

I disapprove of Conference Committee Substitute for House Committee Substitute for Senate Bill No. 615. My reasons for disapproval are as follows:

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 615 contains a number of worthwhile provisions that can become law with my action on other legislation. However, because this bill would reduce government transparency by exempting certain records of the Lieutenant Governor from disclosure under Chapter 610, RSMo, commonly known as the Missouri Sunshine Law, it does not receive my approval.

Conference Committee Substitute for House Committee Substitute for Senate Bill No. 615 would amend Chapter 610, RSMo, to authorize the closure of “[i]ndividually identifiable records submitted to the office of the Lieutenant Governor concerning or relating to reports of waste, fraud, and abuse of public resources.” However, as noted by the State Auditor in his most recent audit of the Lieutenant Governor’s Office, “the Lieutenant Governor lacks the statutory authority to investigate public concerns regarding the suspected misuse of taxpayer monies or to create a website or telephone hotline for that purpose.”¹ Moreover, the State Auditor recognized that “because state law already provides other elected officials and agencies, such as the State Auditor, the Attorney General, the Department of Social Services, and the Department of Labor and Industrial Relations, Division of Workers’ Compensation, with authority to investigate fraud and misuse of public funds, the Lieutenant Governor’s Missouri Waste Report may be a duplication of effort and a waste of state resources.”

Missouri law already provides confidentiality protections for individuals making reports or allegations of improper governmental activity to agencies that actually have the statutory authority to investigate such allegations. For example, just last year I signed legislation authorizing the State Auditor to receive reports or allegations of improper governmental activities and allowing reporting individuals to choose to remain anonymous. *See* Section 29.221, RSMo. Although maintaining confidentiality may be warranted where information is being provided to an agency with the legal authority to investigate the allegations, there is no sound reason for shielding from public scrutiny an office that lacks such authority. Accordingly, this bill does not receive my approval.

In accordance with the above stated reasons for disapproval, I am returning Conference Committee Substitute for House Committee Substitute for Senate Bill No. 615 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

¹ *See Audit of the Office of Lieutenant Governor*, Report No. 2013-099 (October 2013), which is available at <http://www.auditor.mo.gov/Press/2013-099.pdf>. In the audit, the State Auditor noted: “The General Assembly increased the Lieutenant Governor’s fiscal year 2014 personnel service appropriation by \$38,000 to support the website; through July 2013, the office had spent \$2,700 and the Lieutenant Governor’s campaign committee paid \$1,189 for the website.”

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 10, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you Senate Committee Substitute for Senate Bill No. 675 entitled:

AN ACT

To amend chapter 70, RSMo, by adding thereto one new section relating to the Missouri local government employees' retirement system.

I disapprove of Senate Committee Substitute for Senate Bill No. 675. My reasons for disapproval are as follows:

Senate Committee Substitute for Senate Bill No. 675 would allow a political subdivision to request that the Local Government Employees’ Retirement System (LAGERS) assume all duties and responsibilities related to the operation of the political subdivision’s prior, closed retirement plan. While there may be benefits for a political subdivision to have this option, it should not be provided without regard to the rights of plan participants and to local laws governing the administration of police and firefighter retirement plans. Because this is precisely what Senate Committee Substitute for Senate Bill No. 675 would do, it does not receive my approval.

Proponents of this legislation have stressed that the bill merely provides the option to transfer the administration of a prior, closed police or firefighter retirement plan to LAGERS. However, the bill would place the authority to exercise this option solely in the hands of the political subdivision employer, even if the transfer was opposed by the plan trustees, who, unlike the political subdivision employer, have a fiduciary obligation to plan participants. Moreover, Senate Committee Substitute for Senate Bill No. 675 would authorize the political subdivision to transfer plan administration to LAGERS even if the political subdivision’s own charter or ordinances would prohibit it, by authorizing the transfer “[n]otwithstanding any language to the contrary in any other statute, city ordinance or city charter. . .” Thus, in a charter city with a charter provision requiring a vote of the plan membership in order for there to be a change to the retirement plan for police officers and firefighters, this bill would nonetheless allow the political subdivision to transfer the retirement plan to LAGERS without the vote called for by the city charter.

Senate Committee Substitute for Senate Bill No. 675 would also enable political subdivisions to ignore the wishes of local voters. Voters in a number of Missouri communities have approved dedicated sales taxes to fund public safety, including police and fire retirement plan obligations. Local voters did so with the understanding that such plan obligations would be managed by local trustees. By enabling a political subdivision to nonetheless transfer plan administration away from local trustees, Senate Committee Substitute for Senate Bill No. 675 would

undermine the will of local voters and should not become the law of the state.

In accordance with the above stated reasons for disapproval, I am returning Senate Committee Substitute for Senate Bill No. 675 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

July 10, 2014

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you House Committee Substitute for Senate Substitute for Senate Bill No. 694 entitled:

AN ACT

To repeal sections 408.500, 408.505, and 408.506, RSMo, and to enact in lieu thereof three new sections relating to unsecured loans of five hundred dollars or less, with penalty provisions.

I disapprove of House Committee Substitute for Senate Substitute for Senate Bill No. 694. My reasons for disapproval are as follows:

House Committee Substitute for Senate Substitute for Senate Bill No. 694 provides false hope of true payday lending reform while in reality falling far short of the mark. This bill cannot be called meaningful reform and does not receive my approval.

Supporters point to the lower cap on interest this bill would impose, but allowing payday lenders to charge 912.5% for a 14-day loan is not true reform. Supporters point to the requirement that payday lenders offer extended payment plans, but in states where payday lenders are required to offer such plans they are seldom used by borrowers. Supporters point to the legislation’s requirement for payday lenders to comply with “restrictions and prohibitions *applicable to creditors* contained in the federal Fair Debt Collection Practices Act,” but the Fair Debt Collection Practices Act does not apply to creditors, which renders this requirement hollow. Supporters point to the prohibition on loan rollovers, but missing from the legislation is anything to address the unfortunately all-too-common situation where someone living paycheck-to-paycheck is offered multiple loans by multiple lenders at the same time or is encouraged to take out back-to-back loans from the same lender.

Although some may contend that House Committee Substitute for Senate Substitute for Senate Bill No. 694 is an improvement over the status quo, it fails to protect consumers and fails to prevent the cycle of debt that payday lending perpetuates. Instead, House Committee Substitute for Senate Substitute for Senate Bill No. 694 appears to be part of a coordinated effort by the payday loan industry to avoid more meaningful reform. This I cannot support.

In accordance with the above stated reasons for disapproval, I am returning House Committee Substitute for Senate Substitute for Senate Bill No. 694 without my approval.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

Senator Richard moved that the Senate proceed to the order of business, Vetoed Bills, and that the calendar be called, which motion prevailed.

Senator Kraus moved that **CCS** for **HCS** for **SB 662** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Kehoe
Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nieves	Parson
Pearce	Richard	Romine	Sater	Schaefer	Schmitt	Silvey	Wallingford

Wasson—25

NAYS—Senators

Chappelle-Nadal	Justus	Keaveny	Nasheed	Schaaf	Sifton	Walsh—7
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Pearce assumed the Chair.

Senator Kraus moved that **SCS** for **SB 829** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Dempsey	Dixon	Emery	Holsman	Kehoe
Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed	Nieves
Parson	Pearce	Richard	Romine	Sater	Schaefer	Schmitt	Silvey
Wallingford	Wasson—26						

NAYS—Senators

Curls	Justus	Keaveny	Schaaf	Sifton	Walsh—6
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

President Kinder assumed the Chair.

CCS for **HCS** for **SB 584** was called thereafter and no motion was taken thereon.

Senator Kehoe moved that **SS** for **SB 673** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Dempsey	Dixon	Emery	Kehoe	Kraus
Lager	Lamping	Libla	Munzlinger	Nasheed	Nieves	Parson	Pearce
Richard	Romine	Sater	Schaaf	Schaefer	Schmitt	Silvey	Wallingford
Wasson—25							

NAYS—Senators

Curls	Holsman	Justus	Keaveny	LeVota	Sifton	Walsh—7
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Pearce assumed the Chair.

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 adopted **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-seventh General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2014 Constitutional Veto Session and ready for consideration of business.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate the House has passed Section 8.010 for the purpose of funding two (2) non-profit pilot alternative schools; Section 8.025 for the purpose of purchasing a secure web-based software and content service to provide emergency preparedness plans for all Missouri schools, Section 8.050 for reimbursing SAFE-Care providers for performing forensic medical exams on children suspected of having been physically abused; Section 8.085 for fringe benefits for the Independence Crime Lab; Section 8.095 for the Water Patrol Division for defibrillators for boats; and Section 8.110 for the Independence Crime Lab of Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named sections of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008.

Roll Call for Section 8.050 of **CCS** for **SCS** for **HCS** for **HB 2008** for reimbursing SAFE-Care providers:

AYES: 138

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dugger	Dunn	Ellington	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Higdon	Hinson	Hoskins	Hough	Houghton
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Kirkton	Koenig	Kolkmeyer	Korman	Lafaver	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	May	Mayfield	McCaherty	McCann Beatty
McGaugh	McKenna	McManus	Meredith	Messenger	Miller	Mims	Mitten
Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth	Nichols
Norr	Parkinson	Peters	Pfautsch	Phillips	Pike	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Runions	Scharnhorst	Schatz	Schieffer	Schupp	Shull	Shumake
Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson
Torpey	Walker	Webber	White	Wieland	Wilson	Wood	Wright
Zerr	Mr Speaker						

NOES: 21

Butler	Carpenter	Colona	Conway 10	Gardner	Gatschenberger	Hubbard	Hummel
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Kratky	Marshall	McDonald	McNeil	Morgan	Otto	Pace	Pierson
Pogue	Rizzo	Schieber	Smith	Walton Gray			

PRESENT: 1

Green

ABSENT: 2

Hodges Newman

VACANCIES: 1

Roll Call for Section 8.010 of **CCS** for **SCS** for **HCS** for **HB 2008**, for funding of two (2) non-profit alternative schools:

AYES: 125

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Brattin
Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger	Ellington
Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker
Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lair
Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty
McGaugh	McKenna	Meredith	Messenger	Miller	Mitten	Molendorp	Montecillo
Moon	Morris	Muntzel	Neely	Neth	Norr	Parkinson	Peters
Pfautsch	Phillips	Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Scharnhorst	Schatz
Schieffer	Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream
Swan	Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker			

NOES: 36

Anders	Black	Butler	Carpenter	Colona	Conway 10	Curtis	Dunn
English	Frame	Gardner	Green	Hodges	Hummel	Kratky	Lafaver
Marshall	May	McCann Beatty	McDonald	McManus	McNeil	Mims	Morgan
Newman	Nichols	Otto	Pace	Pierson	Pogue	Rizzo	Runions
Schieber	Schupp	Smith	Walton Gray				

PRESENT: 0

ABSENT: 1

Gatschenberger

VACANCIES: 1

Roll Call for Section 8.025 of **CCS** for **SCS** for **HCS** for **HB 2008**, for emergency preparedness plans for all MO schools:

AYES: 125

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Ellington	Elmer	Engler	English	Englund	Entlicher	Fitzpatrick
Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon
Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubrecht	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127	Koenig	Kolkmeyer	Korman
Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch
Mayfield	McCaherty	McGaugh	McKenna	Messenger	Miller	Molendorp	Montecillo
Moon	Morris	Muntzel	Neely	Neth	Parkinson	Peters	Pfautsch
Phillips	Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Roorda	Ross	Rowden	Rowland	Runions	Scharnhorst	Schatz
Schieffer	Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream
Swan	Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker			

NOES: 36

Butler	Carpenter	Colona	Conway 10	Curtis	Dunn	Gardner	Gatschenberger
Green	Hodges	Hubbard	Hummel	Kelly 45	Kirkton	Kratky	Marshall
May	McCann Beatty	McDonald	McManus	McNeil	Meredith	Mims	Mitten
Morgan	Newman	Nichols	Norr	Otto	Pace	Pogue	Rizzo
Schieber	Schupp	Smith	Walton Gray				

PRESENT: 0

ABSENT: 1

Pierson

VACANCIES: 1

Roll Call for Section 8.110 of CCS for SCS for HCS for HB 2008, for the Independence Crime Lab:

AYES: 127

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Brattin	Brown	Burlison	Cierpiot	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Davis	Diehl	Dohrman	Dugger	Dunn
Ellington	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Kelly 45	Kolkmeyer	Korman	Lafaver	Lair
Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty
McCann Beatty	McDonald	McGaugh	McKenna	McManus	Messenger	Miller	Mims
Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth	Parkinson
Peters	Pfautsch	Phillips	Pike	Redmon	Rehder	Reiboldt	Remole

Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Runions
Scharnhorst	Schatz	Schieffer	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker	Webber
White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker	

NOES: 35

Black	Burns	Butler	Carpenter	Colona	Curtis	Curtman	English
Frame	Gardner	Gatschenberger	Green	Hodges	Hummel	Kirkton	Koenig
Kratky	Marshall	May	McNeil	Meredith	Mitten	Morgan	Newman
Nichols	Norr	Otto	Pace	Pierson	Pogue	Rizzo	Schieber
Schupp	Smith	Walton Gray					

PRESENT: 0

ABSENT: 0

VACANCIES: 1

Roll Call for Section 8.085 of **CCS** for **SCS** for **HCS** for **HB 2008**, for fringe benefits for the Independence Crime Lab:

AYES: 124

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Brattin	Brown	Burlison	Cierpiot	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Davis	Diehl	Dohrman	Dugger	Dunn
Ellington	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Kelly 45	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McCann Beatty
McDonald	McGaugh	McKenna	Messenger	Miller	Mims	Molendorp	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Peters	Pfautsch	Phillips
Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle
Roorda	Ross	Rowden	Rowland	Runions	Scharnhorst	Schatz	Schieffer
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker				

NOES: 38

Black	Burns	Butler	Carpenter	Colona	Curtis	Curtman	English
Frame	Gardner	Gatschenberger	Green	Hodges	Hummel	Kirkton	Koenig
Kratky	Lafaver	Marshall	May	McManus	McNeil	Meredith	Mitten
Montecillo	Morgan	Newman	Nichols	Norr	Otto	Pace	Pierson
Pogue	Rizzo	Schieber	Schupp	Smith	Walton Gray		

PRESENT: 0

ABSENT: 0

VACANCIES: 1

Roll Call for Section 8.095 of **CCS** for **SCS** for **HCS** for **HB 2008**, to Water Patrol Division for defibrillators on boats:

AYES: 126

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeyer	Korman
Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield
McCaherty	McGaugh	McKenna	McManus	Messenger	Miller	Mitten	Molendorp
Montecillo	Moon	Morris	Muntzel	Neely	Neth	Nichols	Parkinson
Peters	Pfautsch	Phillips	Pike	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Scharnhorst
Schatz	Schieffer	Shull	Shumake	Sisco	Solon	Sommer	Spencer
Stream	Swan	Swearingen	Thomson	Torpey	Walker	Webber	White
Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker		

NOES: 35

Anders	Butler	Carpenter	Colona	Conway 10	Dunn	Ellington	English
Frame	Gardner	Gatschenberger	Green	Hodges	Hummel	Kratky	Lafaver
Marshall	May	McCann Beatty	McDonald	McNeil	Meredith	Mims	Morgan
Norr	Otto	Pace	Pierson	Pogue	Rizzo	Runions	Schieber
Schupp	Smith	Walton Gray					

PRESENT: 0

ABSENT: 1

Newman

VACANCIES: 1

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Section 9.005 for mentoring services; Section 9.205 for substance abuse services; Section 9.250 for local sentencing initiatives of Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named sections of the

Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2009.

Roll Call on Section 9.005 of **CCS** for **SCS** for **HCS** for **HB 2009**, for mentoring services:

AYES: 127

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore
Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon
Hinson	Hodges	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Koenig
Kolkmeier	Korman	Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger
Miller	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel	Neely
Neth	Nichols	Parkinson	Pfausch	Phillips	Pike	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Scharnhorst	Schatz	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker	Webber
White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker	

NOES: 34

Butler	Carpenter	Colona	Conway 10	Dunn	Ellington	English	Frame
Gardner	Gatschenberger	Green	Hummel	Kratky	Marshall	May	McCann Beatty
McDonald	McManus	McNeil	Mims	Morgan	Newman	Norr	Otto
Pace	Peters	Pierson	Pogue	Rizzo	Runions	Schieber	Schupp
Smith	Walton Gray						

PRESENT: 0

ABSENT: 1

Schieffer

VACANCIES: 1

Roll Call for Section 9.205 of **CCS** for **SCS** for **HCS** for **HB 2009**, for substance abuse services:

AYES: 128

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Colona	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dugger	Ellington	Elmer	Engler	English	Englund	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fraker	Franklin	Frederick	Gannon	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hodges	Hoskins	Hough	Houghton	Hubbard	Hubrecht
Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton

Koenig	Kolkmeier	Korman	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger
Miller	Mims	Molendorp	Montecillo	Moon	Morris	Muntzel	Neely
Neth	Parkinson	Peters	Pfausch	Phillips	Pike	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Scharnhorst	Schatz	Schieffer	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
Webber	White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 32

Anders	Butler	Carpenter	Conway 10	Dunn	Frame	Gardner	Gatschenberger
Hummel	Kratky	Lafaver	Marshall	May	McCann Beatty	McDonald	McManus
McNeil	Mitten	Morgan	Newman	Nichols	Norr	Otto	Pace
Pierson	Pogue	Rizzo	Runions	Schieber	Schupp	Smith	Walton Gray

PRESENT: 1

Green

ABSENT: 1

Funderburk

VACANCIES: 1

Roll Call for Section 9.250 of **CCS** for **SCS** for **HCS** for **HB 2009**, for local sentencing initiatives:

AYES: 132

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Butler	Cierpiot	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman
Davis	Diehl	Dohrman	Dugger	Dunn	Ellington	Elmer	Engler
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Franklin	Frederick
Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Higdon	Hinson	Hodges	Hoskins	Houghton
Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127
Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lafaver	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCann Beatty	McGaugh
McKenna	McManus	Meredith	Messenger	Miller	Mims	Mitten	Molendorp
Montecillo	Moon	Morris	Muntzel	Neely	Neth	Parkinson	Pfausch
Phillips	Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Roorda	Ross	Rowden	Rowland	Scharnhorst	Schatz	Schieffer
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker				

NOES: 26

Carpenter	Colona	English	Frame	Gatschenberger	Green	Hummel	Kratky
Marshall	May	McDonald	McNeil	Morgan	Newman	Nichols	Norr
Otto	Pace	Pierson	Pogue	Rizzo	Runions	Schieber	Schupp

Smith Walton Gray

PRESENT: 2

Gardner Peters

ABSENT: 2

Hough McCaherty

VACANCIES: 1

Senator Schaefer moved that Section 8.010 of **CCS** for **SCS** for **HCS** for **HB 2008**, for Juvenile Justice Delinquency Education Pilot, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 8.025 of **CCS** for **SCS** for **HCS** for **HB 2008**, for School Safety Grants from MoSmart, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 8.050 of **CCS** for **SCS** for **HCS** for **HB 2008**, for Forensic Exams for Abused Kids, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 8.085 of **CCS** for **SCS** for **HCS** for **HB 2008**, for MO State Highway Patrol Fringe Benefits, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 8.095 of **CCS** for **SCS** for **HCS** for **HB 2008**, for Water Patrol Lake Boat Defibrillators, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 8.110 of **CCS** for **SCS** for **HCS** for **HB 2008**, for Independence Crime Lab Takeover, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 9.005 of **CCS** for **SCS** for **HCS** for **HB 2009**, for AMACHI, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 9.205 of **CCS** for **SCS** for **HCS** for **HB 2009**, for Drug Treatment, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 9.250 of **CCS** for **SCS** for **HCS** for **HB 2009**, for Community Reentry Grants, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

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 the House has passed Section 10.110 for ex-offender treatment services; Section 10.410 for an autism spectrum disorder clinic; Section 10.410 for regional autism projects; Section 10.710 for epilepsy education; Section 10.710 for the Elks mobile dental program; Section 10.710 for a traumatic brain injury Medicaid waiver; Section 10.725 for the Missouri Area Health Education Centers Program; Section 10.740 for the expansion of newborn screening services; Section 10.820 for Alzheimer’s grants; Section 10.825 for congregate and home-delivered meals of Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named sections of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010.

Roll Call for Section 10.110 of **CCS** for **SCS** for **HCS** for **HB 2010**, for ex-offender treatment services:

AYES: 135

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Butler	Cierpiot	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman
Davis	Diehl	Dohrman	Dugger	Dunn	Ellington	Elmer	Engler
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin
Frederick	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton

Hansen	Harris	Hicks	Higdon	Hinson	Hodges	Hoskins	Hough
Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McCann Beatty
McGaugh	McKenna	McManus	Meredith	Messenger	Miller	Mims	Mitten
Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth	Nichols
Parkinson	Peters	Pfautsch	Phillips	Pierson	Pike	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Runions	Scharnhorst	Schatz	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
Webber	White	Wieland	Wilson	Wood	Wright	Zerr	

NOES: 24

Carpenter	Colona	English	Gardner	Green	Hummel	Kratky	Lafaver
Marshall	May	McDonald	McNeil	Morgan	Newman	Norr	Otto
Pace	Pogue	Rizzo	Schieber	Schieffer	Schupp	Smith	Walton Gray

PRESENT: 0

ABSENT: 3

Funderburk	Gatschenberger	Mr Speaker
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VACANCIES: 1

Roll Call for Section 10.410 of **CCS** for **SCS** for **HCS** for **HB 2010**, for an autism spectrum disorder clinic:

AYES: 130

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Dunn	Ellington	Elmer	Engler	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Franklin	Frederick	Gannon
Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht
Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton
Koenig	Kolkmeier	Korman	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger
Miller	Mims	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips	Pierson	Pike	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Runions	Scharnhorst	Schatz	Schieffer	Schupp	Shull
Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen
Thomson	Torpey	Walker	Webber	White	Wieland	Wilson	Wood
Wright	Zerr						

NOES: 28

Butler	Carpenter	Colona	English	Gardner	Gatschenberger	Green	Hodges
Hummel	Kratky	Lafaver	Marshall	May	McCann Beatty	McDonald	McManus
McNeil	Morgan	Newman	Nichols	Norr	Otto	Pace	Pogue
Rizzo	Schieber	Smith	Walton Gray				

PRESENT: 1

Peters

ABSENT: 3

Frame Funderburk Mr Speaker

VACANCIES: 1

Roll Call for Section 10.410 of CCS for SCS for HCS for HB 2010, for regional autism projects:

AYES: 132

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Ellington	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick
Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Kirkton	Koenig	Kolkmeier	Korman	Lafaver	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna
Meredith	Messenger	Miller	Mims	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Peters	Pfautsch	Phillips
Pierson	Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Roorda	Ross	Rowden	Rowland	Runions	Schatz	Schieffer
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker				

NOES: 28

Butler	Carpenter	Colona	Dunn	Gardner	Gatschenberger	Green	Hodges
Hummel	Kratky	Marshall	May	McCann Beatty	McDonald	McManus	McNeil
Morgan	Newman	Nichols	Norr	Otto	Pace	Pogue	Rizzo
Schieber	Schupp	Smith	Walton Gray				

PRESENT: 0

ABSENT: 2

Funderburk Scharnhorst

VACANCIES: 1

Roll Call for Section 10.710 of **CCS** for **SCS** for **HCS** for **HB 2010**, for epilepsy education:

AYES: 122

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Ellington	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Kelly 45	Koenig	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh
McKenna	Meredith	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Peters	Pfautsch	Phillips
Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle
Roorda	Ross	Rowden	Rowland	Schatz	Schieffer	Shull	Shumake
Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson
Torpey	Walker	Webber	White	Wieland	Wilson	Wood	Wright
Zerr	Mr Speaker						

NOES: 35

Anders	Butler	Carpenter	Colona	Dunn	English	Frame	Gardner
Green	Hodges	Hummel	Kirkton	Kratky	Lafaver	Marshall	May
McCann Beatty	McDonald	McManus	McNeil	Mims	Morgan	Newman	Nichols
Norr	Otto	Pace	Pierson	Pogue	Rizzo	Runions	Schieber
Schupp	Smith	Walton Gray					

PRESENT: 0

ABSENT: 5

Conway 10	Funderburk	Gatschenberger	Hough	Scharnhorst
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VACANCIES: 1

Roll Call for Section 10.710 of **CCS** for **SCS** for **HCS** for **HB 2010**, for the Elks mobile dental program:

AYES: 125

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Davis	Diehl	Dohrman
Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker
Franklin	Frederick	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127
Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna
McNeil	Meredith	Messenger	Miller	Mims	Mitten	Molendorp	Montecillo

Moon	Morris	Muntzel	Neely	Neth	Norr	Parkinson	Pfautsch
Phillips	Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Roorda	Ross	Rowden	Rowland	Runions	Scharnhorst	Schatz
Schieffer	Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream
Swan	Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker			

NOES: 32

Butler	Carpenter	Colona	Dunn	Ellington	English	Frame	Gardner
Green	Hodges	Hubbard	Hummel	Kratky	Lafaver	Marshall	May
McCann Beatty	McDonald	McManus	Morgan	Newman	Nichols	Otto	Pace
Peters	Pierson	Pogue	Rizzo	Schieber	Schupp	Smith	Walton Gray

PRESENT: 0

ABSENT: 5

Conway 10	Curtman	Dugger	Funderburk	Gatschenberger
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VACANCIES: 1

Roll Call for Section 10.710 of **CCS** for **SCS** for **HCS** for **HB 2010**, for a traumatic brain injury Medicaid waiver:

AYES: 128

Allen	Anders	Anderson	Austin	Bahr	Barnes	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Colona	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Davis	Diehl	Dohrman	Dugger
Ellington	Elmer	Engler	English	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Kolkmeyer
Korman	Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger	Miller
Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth
Nichols	Norr	Parkinson	Pfautsch	Phillips	Pike	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowland
Runions	Scharnhorst	Schatz	Schupp	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
Webber	White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 31

Butler	Carpenter	Conway 10	Curtis	Curtman	Dunn	Gardner	Green
Hodges	Hummel	Koenig	Kratky	Marshall	May	McCann Beatty	McDonald
McManus	McNeil	Mims	Morgan	Newman	Otto	Pace	Peters
Pierson	Pogue	Rizzo	Schieber	Schieffer	Smith	Walton Gray	

PRESENT: 0

ABSENT: 3

Bernskoetter Gatschenberger Rowden

VACANCIES: 1

Roll Call for Section 10.725 of **CCS** for **SCS** for **HCS** for **HB 2010**, for the MO Area Health Education Centers Program:

AYES: 125

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Ellington	Elmer	Engler	Englund	Fitzpatrick	Fitzwater	Flanigan
Fraker	Frame	Franklin	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier	Korman
Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield
McCaherty	McGaugh	McKenna	Meredith	Messenger	Miller	Mims	Mitten
Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth	Parkinson
Pfautsch	Phillips	Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Scharnhorst	Schatz
Schieffer	Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream
Swan	Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker			

NOES: 34

Anders	Butler	Carpenter	Colona	Conway 10	Dunn	English	Gardner
Green	Hodges	Hummel	Kratky	Lafaver	Marshall	May	McCann Beatty
McDonald	McManus	McNeil	Morgan	Newman	Nichols	Norr	Otto
Pace	Peters	Pierson	Pogue	Rizzo	Runions	Schieber	Schupp
Smith	Walton Gray						

PRESENT: 0

ABSENT: 3

Entlicher Frederick Gatschenberger

VACANCIES: 1

Roll Call for Section 10.740 of **CCS** for **SCS** for **HCS** for **HB 2010**, for the expansion of newborn screening services:

AYES: 129

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104

Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Ellington	Engler	Englund	Entlicher	Fitzpatrick
Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon
Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hodges	Hoskins	Hough	Houghton	Hubbard
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Kirkton	Koenig	Kolkmeier	Korman	Lafaver	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna
McManus	Meredith	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Pfautsch	Phillips	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Runions	Schatz	Schieffer	Shull	Shumake	Sisco
Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey
Walker	Webber	White	Wieland	Wilson	Wood	Wright	Zerr

Mr Speaker

NOES: 27

Butler	Carpenter	Colona	Dunn	English	Green	Hummel	Kratky
Marshall	May	McCann Beatty	McDonald	McNeil	Mims	Morgan	Newman
Nichols	Norr	Otto	Pace	Pierson	Pogue	Rizzo	Schieber
Schupp	Smith	Walton Gray					

PRESENT: 2

Gardner Peters

ABSENT: 4

Elmer Gatschenberger Pike Scharnhorst

VACANCIES: 1

Roll Call for Section 10.820 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Alzheimer's grants:

AYES: 131

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Dunn	Ellington	Elmer	Engler	English
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Keeney	Kelley 127
Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna
Meredith	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon	Morris
Muntzel	Neely	Neth	Nichols	Parkinson	Pfautsch	Phillips	Pierson
Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda
Ross	Rowden	Rowland	Runions	Scharnhorst	Schatz	Schieffer	Schupp
Shull	Shumake	Sisco	Sommer	Spencer	Stream	Swan	Swearingen
Thomson	Torpey	Walker	Webber	White	Wieland	Wilson	Wood

Wright Zerr Mr Speaker

NOES: 25

Butler	Carpenter	Colona	Gatschenberger	Green	Hodges	Hummel	Kratky
Lafaver	Marshall	May	McCann Beatty	McDonald	McManus	Mims	Morgan
Newman	Norr	Otto	Pace	Pogue	Rizzo	Schieber	Smith
Walton Gray							

PRESENT: 3

Gardner	McNeil	Peters
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ABSENT: 3

Justus	Pike	Solon
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VACANCIES: 1

Roll Call for Section 10.825 of **CCS** for **SCS** for **HCS** for **HB 2010**, for congregate and home-delivered meals:

AYES: 133

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Ellington	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gosen	Guernsey	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hodges	Hoskins	Hough	Houghton
Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127
Kelly 45	Kirkton	Koenig	Kolkmeyer	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	May	Mayfield	McCaherty	McGaugh
McKenna	Meredith	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Norr	Parkinson	Peters	Pfautsch
Phillips	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle
Roorda	Ross	Rowden	Rowland	Runions	Scharnhorst	Schatz	Schieffer
Schupp	Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream
Swan	Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker			

NOES: 23

Butler	Carpenter	Colona	Dunn	Gatschenberger	Green	Hummel	Kratky
Lafaver	Marshall	McCann Beatty	McDonald	McManus	McNeil	Morgan	Newman
Nichols	Otto	Pierson	Pogue	Rizzo	Schieber	Smith	

PRESENT: 4

Gardner	Mims	Pace	Walton Gray
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ABSENT: 2

Grisamore	Pike
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VACANCIES: 1

Senator Schaefer moved that Section 10.110 of **CCS** for **SCS** for **HCS** for **HB 2010** for Ex-Offender Treatment Program (Vivitrol) be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 10.410 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Regional Autism Projects, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 10.410 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Autism Diagnostic Centers, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 10.710 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Epilepsy Training, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senator Lager—1

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 10.710 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Brain Injury Waiver, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senator Dempsey—1

Absent with leave—Senators—None

Vacancies—2

Senator Nieves assumed the Chair.

Senator Schaefer moved that Section 10.710 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Elks Mobile Dental Program, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 10.725 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Missouri Area Health Education Centers Program, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senator LeVota—1

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 10.740 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Newborn Screening Services NDI, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 10.820 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Alzheimer's Grants, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Schaefer moved that Section 10.825 of **CCS** for **SCS** for **HCS** for **HB 2010**, for Area Agencies on Aging Increase, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

RESOLUTIONS

Senator Dempsey offered Senate Resolution No. 3, regarding Carla Incerta, St. Charles, which was adopted.

Senator Schmitt offered Senate Resolution No. 4, regarding Jeffery Daniel Burke, which was adopted.

Senator Kehoe, joined by the entire membership, offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 5

Whereas, the members of the Missouri Senate occasionally pause in their diverse daily activities in order to acknowledge milestone events in the lives and careers of Show-Me State residents who have proven down through the years to be exemplary citizens in local communities;

and

Whereas, Bob Priddy of Jefferson City, Missouri, has attained considerable distinction as the former news director of KLIK radio and has been the news director of the statewide commercial radio network MissouriNet since its founding in November 1974; and

Whereas, in November 2014, Bob Priddy is drawing his leadership of MissouriNet to a close in well-deserved retirement after forty years of service; and

Whereas, Bob Priddy prepared for his diverse responsibilities in life by earning a degree in journalism from the University of Missouri and continuing his higher education through graduate studies in journalism and education; and

Whereas, no stranger to honors and accolades, Bob Priddy is the recipient of a Faculty-Alumni Award from the University Alumni Association, an Honor Medal from the School of Journalism, and a Gregory Stockard Distinguished Service Award from the Radio Television News Directors Association and the Radio and Television News Directors Foundation; and

Whereas, Bob Priddy is the author of five books, three of which are based on his popular daily radio program, “Across Our Wide Missouri”; one of which is a biography of Thomas Hart Benton, “Only the Rivers Are Peaceful: The Missouri Mural of Thomas Hart Benton”; and one of which is “The Art of the Missouri Capitol: History in Canvas, Bronze, and Stone”; and

Whereas, Bob Priddy is justifiably proud to be known as the beloved husband of Nancy, a loving father of Liz and Rob, a wonderful grandfather to Addison and Elena Priddy, and a devout member of First Christian Church/Disciples of Christ in Jefferson City:

Now, Therefore, Be It Resolved that we, the members of the Missouri Senate, Ninety-seventh General Assembly, join to applaud the personal and professional accomplishments garnered thus far in the life and work of Bob Priddy and to convey to him this legislative body’s most heartfelt best wishes as he partakes in the special opportunities and pleasures traditionally associated with the golden years of retirement; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for presentation to Bob Priddy of Jefferson City, Missouri.

VETOED BILLS

Senator Wasson moved that **SS** for **SCS** for **SB 841** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman
Kehoe	Kraus	Lager	Lamping	Libla	Munzlinger	Nasheed	Nieves
Parson	Pearce	Richard	Romine	Sater	Schaefer	Schmitt	Sifton
Wallingford	Wasson—26						

NAYS—Senators

Justus	Keaveny	LeVota	Schaaf	Silvey	Walsh—6
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Cunningham moved that **CCS** for **HCS** for **SS** for **SB 860** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Dempsey	Dixon	Emery	Holsman	Kehoe
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Kraus	Lager	Lamping	Libla	Munzlinger	Nieves	Parson	Pearce
Richard	Romine	Sater	Schaefer	Schmitt	Silvey	Wallingford	Wasson—24

NAYS—Senators

Curls	Justus	Keaveny	LeVota	Nasheed	Schaaf	Sifton	Walsh—8
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Wasson moved that **SS** for **SB 866** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman
Kehoe	Kraus	Lager	Lamping	Libla	Munzlinger	Nasheed	Nieves
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Silvey	Wallingford	Wasson—27					

NAYS—Senators

Justus	Keaveny	LeVota	Sifton	Walsh—5
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Sater moved that **SS** for **SCS** for **SB 593** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Dempsey	Dixon	Emery	Kehoe	Kraus
Lager	Lamping	Libla	Munzlinger	Nasheed	Nieves	Parson	Pearce
Richard	Romine	Sater	Schaaf	Schaefer	Schmitt	Silvey	Wallingford
Wasson—25							

NAYS—Senators

Curls	Holsman	Justus	Keaveny	LeVota	Sifton	Walsh—7
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Emery moved that **SB 523** be passed, the objections of the Governor thereto notwithstanding,

which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

Wasson—25

NAYS—Senators

Curls	Holsman	Justus	Keaveny	LeVota	Sifton	Walsh—7
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Photographers from the Columbia Missourian and Jefferson City News Tribune were given permission to take pictures in the Senate Chamber.

Senator Schmitt assumed the Chair.

Senator Kraus moved that **CCS** for **HCS** for **SB 656** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority 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	Nasheed	Sifton	Walsh—8
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Absent—Senator LeVota—1

Absent with leave—Senators—None

Vacancies—2

Senator Munzlinger moved that **HCS** for **SB 506** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Kehoe	Kraus
Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed	Nieves	Parson
Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Silvey	Wasson—24

NAYS—Senators

Holsman	Justus	Keaveny	Schmitt	Sifton	Wallingford	Walsh—7
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Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

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 the House has passed Section 11.100 for the Missouri Mentoring Partnership; Section 11.152 for transfer to the Utilicare Stabilization Fund; Section 11.153 for the Utilicare Program; Section 11.157 for sexual assault victim assistance services and programs; Section 11.220 for an Internet-based health record system for foster children; Section 11.223 for Social Innovation Project Grants; Section 11.225 for training of foster parents; Section 11.285 for the purpose of funding the Hand Up pilot program; Section 11.440 for clinical medication therapy services; Section 11.465 for rural health clinic dental pilot project; Section 11.490 for the Community Health Access Programs (CHAPs); Section 11.527 for a medical and behavioral health home pilot project for foster care in the St. Louis region; Section 11.528 for asthma related services; Section 11.529 for a Regional Care Coordination Model for Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named sections of the Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011.

Roll Call for Section 11.100 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for the Missouri Mentoring Partnership:

AYES: 124

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Ellington	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier	Korman
Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch
Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger	Miller	Mims
Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth
Parkinson	Pfautsch	Phillips	Redmon	Rehder	Reiboldt	Rhoads	Richardson
Riddle	Roorda	Ross	Rowden	Rowland	Scharnhorst	Schatz	Schieffer
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker				

NOES: 34

Anders	Butler	Carpenter	Colona	Conway 10	Dunn	English	Frame
Gardner	Gatschenberger	Green	Hodges	Hummel	Kratky	Marshall	May
McCann Beatty	McDonald	McManus	McNeil	Morgan	Newman	Nichols	Norr
Otto	Pace	Peters	Pierson	Pogue	Rizzo	Runions	Schupp
Smith	Walton Gray						

PRESENT: 0

ABSENT: 4

Funderburk	Pike	Remole	Schieber
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VACANCIES: 1

Roll Call for Section 11.152 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for transfer to the Utilicare Stabilization Fund:

AYES: 127

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Butler	Cierpiot	Conway 10
Conway 104	Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman
Davis	Diehl	Dohrman	Dugger	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick
Gannon	Gosen	Grisamore	Guernsey	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht
Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton
Koenig	Kolkmeier	Korman	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	May	Mayfield	McCaherty	McGaugh	McKenna	Meredith
Messenger	Miller	Mims	Mitten	Molendorp	Montecillo	Moon	Morris
Muntzel	Neely	Neth	Norr	Parkinson	Pfautsch	Phillips	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross
Rowland	Scharnhorst	Schatz	Schieffer	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker	

NOES: 28

Carpenter	Colona	Dunn	Ellington	Gardner	Gatschenberger	Green	Hodges
Hummel	Kratky	Lafaver	Marshall	McCann Beatty	McDonald	McManus	McNeil
Morgan	Newman	Nichols	Otto	Pace	Peters	Pierson	Pogue
Rizzo	Schupp	Smith	Walton Gray				

PRESENT: 0

ABSENT: 7

Funderburk	Haahr	Pike	Rowden	Runions	Schieber	Webber
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VACANCIES: 1

Roll Call for Section 11.153 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for the Utilicare Program:

AYES: 129

Allen	Anders	Anderson	Austin	Bahr	Bernskoetter	Berry	Black
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Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	English	Englund	Entlicher	Fitzpatrick
Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon
Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht
Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton
Koenig	Kolkmeier	Korman	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger
Miller	Mims	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel
Neely	Neth	Norr	Parkinson	Pfautsch	Phillips	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Runions	Scharnhorst	Schatz	Schieffer	Shull	Shumake	Sisco
Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey
Walker	Webber	White	Wieland	Wilson	Wood	Wright	Zerr

Mr Speaker

NOES: 28

Butler	Carpenter	Colona	Dunn	Ellington	Gatschenberger	Green	Hodges
Hummel	Kratky	Lafaver	Marshall	May	McCann Beatty	McDonald	McManus
McNeil	Morgan	Newman	Nichols	Otto	Pace	Pierson	Pogue
Rizzo	Schieber	Schupp	Walton Gray				

PRESENT: 2

Gardner	Peters
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ABSENT: 3

Barnes	Pike	Smith
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VACANCIES—1

Roll Call for Section 11.157 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for sexual assault victim assistance:

AYES: 135

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dunn	Ellington	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gosen	Grisamore	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hodges	Hoskins	Hough	Houghton
Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127
Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lafaver	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McCann Beatty
McGaugh	McKenna	McManus	Meredith	Messenger	Miller	Mims	Mitten
Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth	Nichols

Norr	Parkinson	Pfautsch	Phillips	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Runions
Schatz	Schieffer	Schupp	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker	Webber
White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker	

NOES: 18

Butler	Carpenter	Colona	Hummel	Kratky	Marshall	May	McDonald
McNeil	Morgan	Newman	Otto	Pierson	Pogue	Rizzo	Schieber
Smith	Walton Gray						

PRESENT: 4

Gardner	Green	Pace	Peters				
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ABSENT: 5

Dugger	Gatschenberger	Guernsey	Pike	Scharnhorst			
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VACANCIES: 1

Roll Call for Section 11.220 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for a health record system for foster children:

AYES: 122

Allen	Anderson	Austin	Bahr	Bernskoetter	Berry	Black	Brattin
Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Ellington	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton	Hubrecht	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kirkton	Koenig	Kolkmeier	Korman
Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch
Mayfield	McCaherty	McGaugh	McKenna	Messenger	Miller	Mitten	Molendorp
Montecillo	Moon	Morris	Muntzel	Neely	Neth	Parkinson	Pfautsch
Phillips	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle
Roorda	Ross	Rowden	Rowland	Schatz	Schieffer	Shull	Shumake
Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson
Torpey	Walker	Webber	White	Wieland	Wilson	Wood	Wright
Zerr	Mr Speaker						

NOES: 34

Anders	Butler	Carpenter	Colona	Dunn	English	Gardner	Green
Hodges	Hummel	Kelly 45	Kratky	Marshall	May	McCann Beatty	McDonald
McManus	McNeil	Meredith	Morgan	Newman	Nichols	Norr	Otto
Pace	Peters	Pierson	Pogue	Rizzo	Runions	Schieber	Schupp
Smith	Walton Gray						

PRESENT: 0

ABSENT: 6

Barnes Gatschenberger Hubbard Mims Pike Scharnhorst

VACANCIES: 1

Roll Call for Section 11.223 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Social Innovation Project Grants:

AYES: 119

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl	Dohrman
Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker
Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeyer	Korman	Lafaver	Lair
Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty
McGaugh	McKenna	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Pfautsch	Phillips	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Schatz	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker	Webber
White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker	

NOES: 38

Anders	Butler	Carpenter	Colona	Conway 10	Dunn	Ellington	English
Frame	Gardner	Green	Hodges	Hubbard	Hummel	Kratky	Marshall
May	McCann Beatty	McDonald	McManus	McNeil	Meredith	Mims	Morgan
Newman	Nichols	Norr	Otto	Pace	Pierson	Pogue	Rizzo
Runions	Schieber	Schieffer	Schupp	Smith	Walton Gray		

PRESENT: 1

Peters

ABSENT: 4

Dugger Gatschenberger Pike Scharnhorst

VACANCIES: 1

Roll Call for Section 11.225 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for training of foster parents:

AYES: 128

Allen	Anders	Anderson	Austin	Bahr	Barnes	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dugger	Dunn	Ellington	Elmer	Engler	Englund	Entlicher

Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk
Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Kirkton	Kolkmeier	Korman	Lafaver	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Mayfield	McCaherty	McCann Beatty	McGaugh	McKenna
Meredith	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon	Morris
Muntzel	Neely	Norr	Parkinson	Pfausch	Phillips	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Runions	Schatz	Schieffer	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
Webber	White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 28

Butler	Carpenter	Colona	English	Gardner	Green	Hodges	Hummel
Kratky	Marshall	May	McDonald	McManus	McNeil	Mims	Morgan
Newman	Nichols	Otto	Pace	Peters	Pierson	Pogue	Rizzo
Schieber	Schupp	Smith	Walton Gray				

PRESENT: 1

Koenig

ABSENT: 5

Bernskoetter	Gatschenberger	Neth	Pike	Scharnhorst
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VACANCIES: 1

Roll Call for Section 11.285 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for funding the Hand Up pilot program:

AYES: 122

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Ellington	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127	Kirkton	Koenig	Kolkmeier
Korman	Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger	Miller
Mitten	Montecillo	Moon	Morris	Muntzel	Neely	Neth	Parkinson
Pfausch	Phillips	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Roorda	Ross	Rowden	Rowland	Runions	Schatz	Shull
Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen
Thomson	Torpey	Walker	Webber	White	Wieland	Wood	Wright
Zerr	Mr Speaker						

NOES: 35

Butler	Carpenter	Colona	Conway 10	Curtis	Dunn	English	Gardner
Green	Hodges	Hummel	Kelly 45	Kratky	Marshall	May	McCann Beatty
McDonald	McManus	McNeil	Mims	Morgan	Newman	Nichols	Norr
Otto	Pace	Peters	Pierson	Pogue	Rizzo	Schieber	Schieffer
Schupp	Smith	Walton Gray					

PRESENT: 0

ABSENT: 5

Gatschenberger	Molendorp	Pike	Scharnhorst	Wilson
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VACANCIES: 1

Roll Call for Section 11.440 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for clinical medication therapy services:

AYES: 119

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger
Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker
Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh
McKenna	Meredith	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Pfautsch	Phillips	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Schatz	Schieffer	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
Webber	White	Wieland	Wood	Wright	Zerr	Mr Speaker	

NOES: 39

Anders	Butler	Carpenter	Colona	Conway 10	Curtis	Dunn	Ellington
English	Frame	Gardner	Green	Hodges	Hubbard	Hummel	Kratky
Lafaver	Marshall	May	McCann Beatty	McDonald	McManus	McNeil	Mims
Morgan	Newman	Nichols	Norr	Otto	Pace	Peters	Pierson
Pogue	Rizzo	Runions	Schieber	Schupp	Smith	Walton Gray	

PRESENT: 0

ABSENT: 4

Gatschenberger	Pike	Scharnhorst	Wilson
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VACANCIES: 1

Roll Call for Section 11.465 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for rural health clinic dental pilot project:

AYES: 121

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cox
Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger	Elmer
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127
Kelly 45	Kirkton	Koenig	Kolkmeyer	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna
Meredith	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon	Morris
Muntzel	Neely	Neth	Parkinson	Pfausch	Phillips	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Scharnhorst	Schatz	Schieffer	Schupp	Shull	Shumake	Sisco
Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey
Walker	Webber	White	Wieland	Wilson	Wood	Wright	Zerr

Mr Speaker

NOES: 36

Anders	Butler	Carpenter	Colona	Conway 10	Curtis	Dunn	Ellington
English	Gardner	Green	Hodges	Hubbard	Hummel	Kratky	Lafaver
Marshall	May	McCann Beatty	McDonald	McManus	McNeil	Mims	Morgan
Newman	Nichols	Norr	Otto	Pace	Peters	Pierson	Pogue
Rizzo	Schieber	Smith	Walton Gray				

PRESENT: 0

ABSENT: 5

Cornejo	Engler	Gatschenberger	Pike	Runions
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VACANCIES: 1

Roll Call for Section 11.490 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for the Community Health Access Programs (CHAPs):

AYES: 123

Allen	Anderson	Austin	Bahr	Barnes	Berry	Black	Brattin
Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger
Elmer	Engler	English	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeyer	Korman

Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield
McCaherty	McGaugh	McKenna	McNeil	Messenger	Miller	Mitten	Molendorp
Montecillo	Moon	Morris	Muntzel	Neely	Neth	Norr	Parkinson
Pfautsch	Phillips	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Roorda	Ross	Rowden	Rowland	Scharnhorst	Schatz	Schieffer
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	White	Wieland	Wilson	Wood
Wright	Zerr	Mr Speaker					

NOES: 34

Anders	Butler	Carpenter	Colona	Dunn	Ellington	Frame	Gardner
Gatschenberger	Green	Hodges	Hummel	Kratky	Lafaver	Marshall	May
McCann Beatty	McDonald	McManus	Meredith	Mims	Morgan	Newman	Nichols
Otto	Peters	Pierson	Pogue	Rizzo	Runions	Schieber	Schupp
Smith	Walton Gray						

PRESENT: 1

Pace

ABSENT: 4

Bernskoetter	Curtis	Pike	Webber
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VACANCIES: 1

Roll Call for Section 11.527 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for a pilot project for foster care:

AYES: 127

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger
Ellington	Elmer	Engler	English	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton	Hubrecht	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeyer
Korman	Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Mayfield	McCaherty	McGaugh	McKenna	McNeil	Meredith	Messenger
Miller	Mims	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel
Neely	Neth	Norr	Parkinson	Pfautsch	Phillips	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Scharnhorst	Schatz	Schieffer	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker	

NOES: 31

Anders	Butler	Carpenter	Colona	Conway 10	Curtis	Dunn	Gardner
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Green	Hodges	Hubbard	Hummel	Kratky	Marshall	McCann Beatty	McDonald
McManus	Morgan	Newman	Nichols	Otto	Pace	Peters	Pierson
Pogue	Rizzo	Runions	Schieber	Schupp	Smith	Walton Gray	

PRESENT: 0

ABSENT: 4

Gatschenberger	May	Pike	Webber
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VACANCIES: 1

Roll Call for Section 11.528 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for asthma related services:

AYES: 118

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Black	Brattin
Brown	Burlison	Burns	Cierpiot	Cookson	Cornejo	Cox	Crawford
Cross	Davis	Diehl	Dohrman	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Harris	Hicks	Higdon	Hinson	Hoskins	Hough	Houghton
Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127
Kolkmeier	Korman	Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger
Miller	Mims	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel
Neely	Neth	Parkinson	Pfausch	Phillips	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland
Scharnhorst	Schatz	Schieffer	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker	White
Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker		

NOES: 38

Anders	Butler	Carpenter	Colona	Conway 10	Curtis	Curtman	Dunn
Ellington	Gardner	Green	Hodges	Hummel	Kelly 45	Kirkton	Koenig
Kratky	Marshall	May	McCann Beatty	McDonald	McManus	McNeil	Morgan
Newman	Nichols	Norr	Otto	Pace	Peters	Pierson	Pogue
Rizzo	Runions	Schieber	Schupp	Smith	Walton Gray		

PRESENT: 0

ABSENT: 6

Berry	Conway 104	Dugger	Gatschenberger	Pike	Webber
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VACANCIES: 1

Roll Call for Section 11.529 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for a Regional Care Coordination Model:

AYES: 123

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Elmer	Engler	English	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst
Johnson	Justus	Keeney	Kelley 127	Kirkton	Koenig	Kolkmeier	Korman
Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield
McCaherty	McGaugh	McKenna	McNeil	Meredith	Messenger	Miller	Mitten
Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth	Norr
Parkinson	Peters	Pfausch	Phillips	Redmon	Rehder	Reiboldt	Remole
Rhoads	Riddle	Roorda	Ross	Rowden	Rowland	Schatz	Schieffer
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	White	Wieland	Wilson	Wood
Wright	Zerr	Mr Speaker					

NOES: 34

Anders	Butler	Carpenter	Colona	Curtis	Dunn	Ellington	Gardner
Gatschenberger	Green	Hodges	Hummel	Kelly 45	Kratky	Lafaver	Marshall
May	McCann Beatty	McDonald	McManus	Mims	Morgan	Newman	Nichols
Otto	Pace	Pierson	Pogue	Rizzo	Runions	Schieber	Schupp
Smith	Walton Gray						

PRESENT: 0

ABSENT: 5

Jones 50	Pike	Richardson	Scharnhorst	Webber
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VACANCIES: 1

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate the House has passed Section 12.400 for contractual services for the Office of the State Public Defender of Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached is a certified copy of the Roll Call pertaining to the above named section of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012.

Roll Call for Section 12.400 of CCS for SCS for HCS for HB 2012, for the Office of the State Public Defender:

AYES: 123

Allen	Anders	Anderson	Austin	Bahr	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Cierpiot	Conway 104	Cookson	Cox	Crawford
Cross	Curtis	Curtman	Davis	Diehl	Dohrman	Ellington	Elmer
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney
Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lafaver	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh
McKenna	McManus	Meredith	Messenger	Miller	Mims	Mitten	Molendorp
Montecillo	Moon	Morris	Muntzel	Neely	Neth	Nichols	Norr
Parkinson	Pfautsch	Phillips	Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Runions	Schatz
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	White	Wieland	Wilson	Wood
Wright	Zerr	Mr Speaker					

NOES: 31

Burns	Butler	Carpenter	Colona	Conway 10	Dunn	English	Gardner
Gatschenberger	Green	Hodges	Hummel	Kratky	Marshall	May	McCann Beatty
McDonald	McNeil	Morgan	Newman	Otto	Pace	Peters	Pierson
Pogue	Rizzo	Schieber	Schieffer	Schupp	Smith	Walton Gray	

PRESENT: 0

ABSENT: 8

Barnes	Cornejo	Dugger	Engler	Kelley 127	Pike	Scharnhorst	Webber
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VACANCIES: 1

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Section 2.016 for an intensive reading instruction program for provisionally accredited or unaccredited school districts; Section 2.017 for the Bright Futures Program; Section 2.020 for a program to recruit, train and/or develop teachers to teach in academically struggling school districts; Section 2.021 for a math and science tutoring program in St. Louis City; Section 2.030 for purpose of funding the Missouri Scholars and Fine Arts Academies; Section 2.035 for grants to establish safe schools programs; Section 2.120 for Advanced Placement examination fees; Section 2.170 for Independent Living Centers; Section 2.205 for the Sheltered Workshops Program; Section 2.240 for the Missouri Commission for the Deaf and Hard of Hearing; Section 2.255 for transfer to the State School Moneys Fund to Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named sections of the

Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002.

Roll Call for Section 2.255 of **CCS** for **SCS** for **HCS** for **HB 2002**, for transfer to the State School Moneys Fund:

AYES: 116

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Davis	Diehl	Dohrman	Elmer	Engler
Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hodges	Hoskins
Hough	Houghton	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kelly 45	Kirkton	Kolkmeier	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith
Messenger	Miller	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel
Neely	Neth	Parkinson	Pfausch	Phillips	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland
Schatz	Schieffer	Shull	Shumake	Sisco	Solon	Sommer	Spencer
Stream	Swan	Swearingen	Thomson	Torpey	Walker	Webber	White
Wieland	Wood	Wright	Zerr				

NOES: 39

Anders	Butler	Carpenter	Colona	Conway 10	Curtis	Curtman	Dunn
Ellington	English	Gatschenberger	Hubbard	Hummel	Koenig	Kratky	Lafaver
Love	Marshall	McCann Beatty	McDonald	McManus	McNeil	Mims	Morgan
Newman	Nichols	Norr	Otto	Pace	Pierson	Pogue	Rizzo
Runions	Schieber	Schupp	Smith	Walton Gray	Wilson	Mr Speaker	

PRESENT: 3

Gardner	Green	Peters
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ABSENT: 4

Dugger	May	Pike	Scharnhorst
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VACANCIES: 1

Roll Call for Section 2.240 of **CCS** for **SCS** for **HCS** for **HB 2002**, for the MO Commission for the Deaf and Hard of Hearing:

AYES: 132

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Dunn	Elmer	Engler	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick
Funderburk	Gannon	Gosen	Grisamore	Haahr	Haefner	Hampton	Hansen

Harris	Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Kirkton	Koenig	Kolkmeier	Korman	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Mayfield	McCaherty	McCann Beatty	McGaugh	McKenna
McManus	Meredith	Messenger	Miller	Mims	Mitten	Molendorp	Montecillo
Moon	Morris	Muntzel	Neely	Neth	Norr	Parkinson	Pfautsch
Phillips	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle
Roorda	Ross	Rowden	Rowland	Runions	Schatz	Schieffer	Schupp
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker				

NOES: 20

Carpenter	Colona	Green	Hodges	Hummel	Kratky	Lafaver	Marshall
McDonald	McNeil	Morgan	Newman	Nichols	Otto	Pierson	Pogue
Rizzo	Schieber	Smith	Walton Gray				

PRESENT: 4

Ellington	Gardner	Pace	Peters
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ABSENT: 6

Butler	Gatschenberger	Guernsey	May	Pike	Scharnhorst
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VACANCIES: 1

Roll Call for Section 2.205 of **CCS** for **SCS** for **HCS** for **HB 2002**, for the Sheltered Workshops Program:

AYES: 128

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brown	Burlison	Burns	Butler	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Diehl
Dohrman	Engler	English	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hodges	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier
Korman	Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Mayfield	McCaherty	McGaugh	McKenna	McManus	Meredith	Messenger
Miller	Mims	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel
Neely	Neth	Norr	Parkinson	Pfautsch	Phillips	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Runions	Schatz	Schieffer	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
Webber	White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 22

Carpenter	Colona	Dunn	Frame	Gatschenberger	Green	Hummel	Kratky
Marshall	McCann Beatty	McDonald	McNeil	Morgan	Newman	Nichols	Otto
Pierson	Pogue	Rizzo	Schieber	Schupp	Smith		

PRESENT: 5

Ellington	Gardner	Pace	Peters	Walton Gray
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ABSENT: 7

Brattin	Davis	Dugger	Elmer	May	Pike	Scharnhorst
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VACANCIES: 1

Roll Call for Section 2.170 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Independent Living Centers:

AYES: 126

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Elmer	Engler	English	Englund	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk
Gannon	Gosen	Grisamore	Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht
Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kirkton	Koenig
Kolkmeyer	Korman	Lair	Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Mayfield	McCaherty	McGaugh	McKenna	McManus	Messenger	Miller
Mims	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel	Neely
Neth	Norr	Parkinson	Pfautsch	Phillips	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland
Runions	Schatz	Schieffer	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swearingen	Thomson	Torpey	Walker	Webber	White
Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker		

NOES: 28

Butler	Carpenter	Colona	Dunn	Ellington	Gatschenberger	Hodges	Hummel
Kelly 45	Kratky	Lafaver	Marshall	May	McCann Beatty	McDonald	McNeil
Meredith	Morgan	Newman	Nichols	Otto	Pace	Pogue	Rizzo
Schieber	Schupp	Smith	Walton Gray				

PRESENT: 3

Gardner	Green	Peters
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ABSENT: 5

Guernsey	Pierson	Pike	Scharnhorst	Swan
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VACANCIES: 1

Roll Call for Section 2.120 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Advanced Placement examination fees:

AYES: 126

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Butler	Cierpiot	Conway 104
Cox	Crawford	Cross	Curtman	Davis	Dohrman	Dugger	Ellington
Elmer	English	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker
Frame	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hodges	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kirkton	Koenig	Kolkmeier	Korman
Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch
Mayfield	McCaherty	McGaugh	McKenna	McManus	Meredith	Messenger	Miller
Mims	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel	Neely
Neth	Parkinson	Pfautsch	Phillips	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Runions
Schatz	Schieffer	Shull	Shumake	Sisco	Solon	Sommer	Spencer
Stream	Swan	Swearingen	Thomson	Torpey	Walker	Webber	White
Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker		

NOES: 25

Carpenter	Colona	Dunn	Gatschenberger	Green	Hummel	Kratky	Marshall
May	McCann Beatty	McDonald	McNeil	Morgan	Newman	Nichols	Otto
Pace	Peters	Pierson	Pogue	Rizzo	Schieber	Schupp	Smith
Walton Gray							

PRESENT: 1

Gardner

ABSENT: 10

Conway 10	Cookson	Cornejo	Curtis	Diehl	Engler	Kelly 45	Norr
Pike	Scharnhorst						

VACANCIES: 1

Roll Call for Section 2.035 of **CCS** for **SCS** for **HCS** for **HB 2002**, for grants to establish safe schools programs:

AYES: 125

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtman	Davis	Dohrman
Dugger	Ellington	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst

Johnson	Jones 50	Justus	Keeney	Kelley 127	Kirkton	Koenig	Kolkmeyer
Korman	Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Mayfield	McCaherty	McCann Beatty	McGaugh	McKenna	McManus	Messenger
Miller	Mims	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland
Runions	Schatz	Schieffer	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker	White
Wieland	Wood	Wright	Zerr	Mr Speaker			

NOES: 28

Butler	Carpenter	Colona	Curtis	Dunn	Gardner	Gatschenberger	Hodges
Hummel	Kratky	Marshall	May	McDonald	McNeil	Meredith	Morgan
Newman	Nichols	Norr	Otto	Pace	Pierson	Pogue	Rizzo
Schieber	Schupp	Smith	Walton Gray				

PRESENT: 3

English	Green	Peters
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ABSENT: 6

Diehl	Kelly 45	Pike	Scharnhorst	Webber	Wilson
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VACANCIES: 1

Roll Call for Section 2.030 of **CCS** for **SCS** for **HCS** for **HB 2002**, for funding of the MO Scholars & Fine Arts Academies:

AYES: 120

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dugger	Ellington	Elmer	Engler	Englund	Entlicher	Fitzpatrick
Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon
Gosen	Grisamore	Guernsey	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hodges	Hoskins	Hough	Houghton	Hubbard	Hubrecht
Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Kolkmeyer
Korman	Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch
Mayfield	McGaugh	McKenna	Messenger	Mims	Mitten	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Pfautsch	Phillips	Pierson
Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda
Rowden	Rowland	Runions	Schatz	Schieffer	Shull	Shumake	Sisco
Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey
Walker	Webber	White	Wieland	Wilson	Wood	Wright	Zerr

NOES: 35

Butler	Carpenter	Colona	Conway 10	Dunn	English	Green	Haahr
Hummel	Hurst	Koenig	Kratky	Marshall	May	McCaherty	McCann Beatty

McDonald	McManus	McNeil	Meredith	Miller	Molendorp	Morgan	Newman
Nichols	Norr	Otto	Pace	Pogue	Rizzo	Ross	Schieber
Schupp	Smith	Mr Speaker					

PRESENT: 3

Gardner	Peters	Walton Gray
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ABSENT: 4

Gatschenberger	Lafaver	Pike	Scharnhorst
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VACANCIES: 1

Roll Call for Section 2.021 of **CCS** for **SCS** for **HCS** for **HB 2002**, for math & science tutor programs in St. Louis City:

AYES: 124

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Butler	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Ellington	Elmer	Engler	Englund	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fraker	Franklin	Frederick	Funderburk	Gannon
Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht
Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton
Koenig	Kolkmeier	Korman	Lafaver	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	McCann Beatty	McGaugh	McKenna	Meredith	Messenger
Miller	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel	Neely
Neth	Parkinson	Pfautsch	Phillips	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Schatz
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker				

NOES: 28

Anders	Carpenter	Colona	Dunn	English	Frame	Hodges	Marshall
May	Mayfield	McDonald	McManus	McNeil	Mims	Morgan	Newman
Nichols	Norr	Otto	Pace	Pogue	Rizzo	Runions	Schieber
Schieffer	Schupp	Smith	Walton Gray				

PRESENT: 3

Gardner	Green	Peters
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ABSENT: 7

Gatschenberger	Hummel	Kratky	McCaherty	Pierson	Pike	Scharnhorst
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VACANCIES: 1

Roll Call for Section 2.020 of **CCS** for **SCS** for **HCS** for **HB 2002**, for a program to recruit, train and/or develop teachers:

AYES: 109

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Brattin
Brown	Burlison	Cierpiot	Conway 104	Cookson	Cornejo	Cox	Crawford
Cross	Curtis	Curtman	Davis	Diehl	Dohrman	Dugger	Elmer
Engler	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Franklin	Frederick
Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton
Hansen	Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Koenig
Kolkmeyer	Korman	Lair	Lant	Lauer	Leara	Lichtenegger	Love
Lynch	McCaherty	McGaugh	Messenger	Miller	Molendorp	Moon	Morris
Muntzel	Neely	Neth	Parkinson	Pfautsch	Phillips	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Ross	Rowden	Rowland
Scharnhorst	Schatz	Schieber	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swan	Thomson	Torpey	Walker	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker			

NOES: 50

Anders	Black	Burns	Butler	Carpenter	Colona	Conway 10	Dunn
Ellington	English	Englund	Frame	Gardner	Gatschenberger	Harris	Hodges
Hummel	Kelly 45	Kirkton	Kratky	Lafaver	Marshall	May	Mayfield
McCann Beatty	McDonald	McKenna	McManus	McNeil	Meredith	Mims	Mitten
Montecillo	Morgan	Newman	Nichols	Norr	Otto	Pace	Pierson
Pogue	Rizzo	Roorda	Runions	Schieffer	Schupp	Smith	Swearingen
Walton Gray	Webber						

PRESENT: 2

Green Peters

ABSENT: 1

Pike

VACANCIES: 1

Roll Call for Section 2.017 of **CCS** for **SCS** for **HCS** for **HB 2002**, for the Bright Futures Program:

AYES: 116

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Butler	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Davis	Diehl	Dohrman	Dugger
Ellington	Elmer	English	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Gannon	Gosen	Grisamore	Haahr	Haefner
Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins	Hough
Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney
Koenig	Kolkmeyer	Korman	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Messenger	Miller

Molendorp	Montecillo	Moon	Morris	Muntzel	Neely	Neth	Norr
Parkinson	Pfautsch	Phillips	Pierson	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Ross	Rowden	Rowland	Schatz	Schieffer
Shull	Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan
Swearingen	Thomson	Torpey	Walker	Webber	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker				

NOES: 33

Anders	Carpenter	Colona	Conway 10	Dunn	Frame	Gatschenberger	Hodges
Hummel	Kelly 45	Kirkton	Kratky	Lafaver	Marshall	May	McCann Beatty
McDonald	McManus	McNeil	Meredith	Mims	Morgan	Newman	Nichols
Otto	Pace	Pogue	Rizzo	Runions	Schieber	Schupp	Smith
Walton Gray							

PRESENT: 3

Gardner	Green	Peters
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ABSENT: 10

Cierpiot	Curtman	Engler	Funderburk	Guernsey	Kelley 127	Mitten	Pike
Roorda	Scharnhorst						

VACANCIES: 1

Roll Call for Section 2.016 of **CCS** for **SCS** for **HCS** for **HB 2002**, for an intensive reading instruction program:

AYES: 131

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Butler	Cierpiot	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Dunn	Ellington	Elmer	English	Englund
Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Franklin	Frederick	Gannon
Gosen	Grisamore	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hodges	Hoskins	Hough	Houghton	Hubbard	Hubrecht
Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kirkton	Koenig
Kolkmeier	Korman	Lafaver	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Mayfield	McCaherty	McCann Beatty	McGaugh	McKenna	McManus
Meredith	Messenger	Miller	Mims	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Pfautsch	Phillips	Pierson
Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda
Ross	Rowland	Runions	Schatz	Schieffer	Shull	Shumake	Sisco
Smith	Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson
Torpey	Walker	Walton Gray	Webber	White	Wieland	Wilson	Wood
Wright	Zerr	Mr Speaker					

NOES: 21

Colona	Conway 10	Frame	Gatschenberger	Green	Hummel	Kelly 45	Kratky
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Marshall	May	McDonald	McNeil	Morgan	Newman	Nichols	Norr
Otto	Pogue	Rizzo	Schieber	Schupp			

PRESENT: 3

Gardner	Pace	Peters
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ABSENT: 7

Carpenter	Engler	Funderburk	Guernsey	Pike	Rowden	Scharnhorst
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VACANCIES: 1

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate the House has passed Section 5.140 for one new staff in the Office of Child Advocate and Section 5.165 for alternative to abortion services of Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named sections of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005.

Roll Call for Section 5.140 of **CCS** for **SCS** for **HCS** for **HB 2005**, for one new staff in the Office of Child Advocate:

AYES: 131

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dugger	Elmer	Engler	English	Englund	Entlicher	Fitzpatrick
Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon
Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris
Hicks	Higdon	Hinson	Hodges	Hoskins	Hough	Houghton	Hubbard
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kirkton
Koenig	Kolkmeyer	Korman	Lafaver	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	McManus
Meredith	Messenger	Miller	Mims	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Parkinson	Pfautsch	Phillips	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Runions	Scharnhorst	Schatz	Schieffer	Schupp	Shull
Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen
Thomson	Torpey	Walker	Webber	White	Wieland	Wilson	Wood
Wright	Zerr	Mr Speaker					

NOES: 29

Brattin	Butler	Carpenter	Colona	Dunn	Ellington	Gardner	Gatschenberger
Green	Hummel	Kelly 45	Kratky	Marshall	May	McCann Beatty	McDonald

McNeil	Morgan	Newman	Nichols	Norr	Otto	Pace	Peters
Pierson	Pogue	Rizzo	Schieber	Walton Gray			

PRESENT: 0

ABSENT: 2

Pike	Smith
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VACANCIES: 1

Roll Call for Section 5.165 of **CCS** for **SCS** for **HCS** for **HB 2005**, for alternative to abortion services:

AYES: 120

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Cierpiot	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger
Elmer	Engler	English	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubrecht	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Kirkton	Koenig	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh
McKenna	McManus	Messenger	Miller	Molendorp	Moon	Morris	Muntzel
Neely	Neth	Parkinson	Pfautsch	Phillips	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden
Rowland	Runions	Scharnhorst	Schatz	Schieber	Schieffer	Shull	Shumake
Sisco	Solon	Sommer	Spencer	Stream	Swan	Thomson	Torpey
Walker	White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 36

Anders	Burns	Butler	Carpenter	Colona	Curtis	Dunn	Ellington
Gardner	Green	Hubbard	Hummel	Kelly 45	Lafaver	Marshall	May
McCann Beatty	McDonald	McNeil	Meredith	Mims	Montecillo	Morgan	Newman
Nichols	Norr	Otto	Pace	Peters	Pierson	Rizzo	Schupp
Smith	Swearingen	Walton Gray	Webber				

PRESENT: 0

ABSENT: 6

Gatschenberger	Guernsey	Hodges	Kratky	Mitten	Pike
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VACANCIES: 1

Senator Schaefer moved that Section 11.100 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011** for Mo Mentoring Partnership, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senator Justus—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.152 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for GR transfer to the Utilicare Stabilization Fund, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.153 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Utilicare Program Spending Authority (NC), be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.157 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Sexual Assault Victim Services, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.220 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Foster Kids Health Record System, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.223 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Social Innovation Grants, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.225 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Foster Parent Training, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nieves
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nasheed—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.285 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Hand Up Pilot Child Care Program, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.440 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Medication Therapy Services & Medication Synchronization, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.465 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Rural Health Clinic Dental, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.490 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Community Health Access Programs (CHAPs), be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senator Justus —1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.527 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Foster Kids Medical/Behavioral Health Homes, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators

Justus LeVota—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.528 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Asthma Services, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators

Justus LeVota—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 11.529 of **CCS** for **SS** for **SCS** for **HCS** for **HB 2011**, for Regional Care Coordination, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators—None

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 12.400 of **CCS** for **SCS** for **HCS** for **HB 2012**, for Public Defender Caseload Relief, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kraus	Lager	LeVota	Libla	Munzlinger	Nasheed	Parson	Pearce
Richard	Romine	Sater	Schaaf	Schaefer	Schmitt	Sifton	Silvey
Wallingford	Walsh	Wasson—27					

NAYS—Senators—None

Absent—Senators

Keaveny	Kehoe	Lamping	Nieves—4
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Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.016 of **CCS** for **SCS** for **HCS** for **HB 2002**, for reading instruction, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kraus	Lager	LeVota	Libla	Munzlinger	Nasheed	Parson	Pearce
Richard	Romine	Sater	Schaaf	Schaefer	Schmitt	Sifton	Silvey
Wallingford	Walsh	Wasson—27					

NAYS—Senators—None

Absent—Senators

Keaveny	Kehoe	Lamping	Nieves—4
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Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Pearce assumed the Chair.

Senator Schaefer moved that Section 2.017 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Bright Futures, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.020 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Teach for America, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Keaveny—1

Absent—Senators

Holsman	Justus	Nieves—3
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Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.021 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Math & Science Tutoring, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senators—None

Absent—Senators

Keaveny Nieves—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Kehoe assumed the Chair.

Senator Schaefer moved that Section 2.030 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Scholars & Fine Arts Academies (NC), be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.035 of **CCS** for **SCS** for **HCS** for **HB 2002**, for School Safety Training Grants (MSBA), be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.120 of **CCS** for **SCS** for **HCS** for **HB 2002**, for AP/Dual Credit for Low-Income Students, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.170 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Independent Living Centers, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.205 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Sheltered Workshops, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.240 of **CCS** for **SCS** for **HCS** for **HB 2002**, for Commission for the Deaf & Hard of Hearing, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 2.255 of **CCS** for **SCS** for **HCS** for **HB 2002**, for GR Transfer to SSMF, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

VETOED BILLS

CCS No. 2 for **HCS** for **SB 693** was called thereafter and no motion was taken thereon.

Senator Pearce moved that **CCS** for **HCS** for **SCS** for **SBs 493, 485, 495, 516, 534, 545, 595, 616 and 624** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Dempsey	Dixon	Emery	Kehoe	Kraus	Lager
Lamping	Libla	Munzlinger	Nasheed	Parson	Pearce	Richard	Romine
Sater	Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Wasson—24

NAYS—Senators

Curls Holsman Justus Keaveny LeVota Walsh—6

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Justus moved that **HCS** for **SB 727** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senators

Justus Kraus Schaaf—3

Absent—Senator Keaveny—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Nasheed moved that **SCS** for **SB 731** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Kehoe	Lager
Lamping	LeVota	Libla	Munzlinger	Nasheed	Parson	Pearce	Richard
Romine	Sater	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh
Wasson—25							

NAYS—Senators

Brown Kraus Schaaf—3

Absent—Senators

Justus Keaveny Nieves—3

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

HCS for **SB 508** was called thereafter and no motion was taken thereon.

HCS for **SS** for **SB 575** was called thereafter and no motion was taken thereon.

CCS for **SCS** for **SB 612** was called thereafter and no motion was taken thereon.

CCS for **HCS** for **SB 615** was called thereafter and no motion was taken thereon.

SCS for **SB 675** was called thereafter and no motion was taken thereon.

HCS for **SS** for **SB 694** was called thereafter and no motion was taken thereon.

Senator Schaefer moved that Section 5.140 of **CCS** for **SCS** for **HCS** for **HB 2005**, for Office of Child Advocate, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman	Justus
Kehoe	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger	Nasheed
Parson	Pearce	Richard	Romine	Sater	Schaaf	Schaefer	Schmitt
Sifton	Silvey	Wallingford	Walsh	Wasson—29			

NAYS—Senator Keaveny—1

Absent—Senator Nieves—1

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaefer moved that Section 5.165 of **CCS** for **SCS** for **HCS** for **HB 2005**, for Alternatives to Abortion Services, be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senator Justus—1

Absent—Senators

Keaveny Nieves—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

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 passed Senate Committee Substitute for House Bill 1132, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: The attached is a certified copy of the Roll Call on Senate Committee Substitute for House Bill 1132.

AYES: 123

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Cierpiot	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Elmer	Engler	English	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hodges	Hoskins	Hough	Houghton	Hubrecht	Hurst	Johnson	Jones 50
Justus	Keeney	Kelley 127	Koenig	Kolkmeier	Korman	Kratky	Lair
Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Marshall	Mayfield
McCaherty	McGaugh	McKenna	McManus	Messenger	Miller	Molendorp	Montecillo
Moon	Morris	Muntzel	Neely	Neth	Parkinson	Pfautsch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Roorda	Ross	Rowden	Rowland	Runions	Scharnhorst	Schatz
Schieber	Schieffer	Shull	Shumake	Sisco	Solon	Sommer	Spencer
Stream	Swan	Thomson	Torpey	Walker	White	Wieland	Wilson
Wood	Zerr	Mr Speaker					

NOES: 37

Anders	Burns	Butler	Carpenter	Colona	Dunn	Ellington	Frame
Gardner	Gatschenberger	Green	Hubbard	Hummel	Kelly 45	Kirkton	Lafaver
May	McCann Beatty	McDonald	McNeil	Meredith	Mims	Mitten	Morgan
Newman	Nichols	Norr	Otto	Pace	Peters	Pierson	Rizzo
Schupp	Swearingen	Walton Gray	Webber	Wright			

PRESENT: 0

ABSENT: 2

Guernsey	Smith
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VACANCIES: 1

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Senate Committee Substitute for House Committee Substitute for House Bills 1307 & 1313, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: The attached is a certified copy of the Roll Call on Senate Committee Substitute for House Committee Substitute for House Bills 1307 & 1313.

AYES: 117

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Cierpiot	Conway 10	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger
Elmer	Engler	English	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker
Franklin	Frederick	Funderburk	Gannon	Gosen	Green	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hoskins	Hough	Houghton	Hubrecht	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Koenig	Kolkmeyer	Korman	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Marshall	McCaherty	McGaugh	McKenna
Messenger	Miller	Moon	Morris	Muntzel	Neely	Neth	Parkinson
Pfautsch	Phillips	Pike	Pogue	Redmon	Rehder	Reiboldt	Remole
Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland	Runions
Scharnhorst	Schatz	Schieber	Schieffer	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Thomson	Torpey	Walker	White
Wieland	Wilson	Wood	Zerr	Mr Speaker			

NOES: 44

Anders	Burns	Butler	Carpenter	Colona	Curtis	Dunn	Ellington
Englund	Frame	Gardner	Gatschenberger	Hodges	Hubbard	Hummel	Kelly 45
Kirkton	Kratky	Lafaver	May	Mayfield	McCann Beatty	McDonald	McManus
McNeil	Meredith	Mims	Mitten	Molendorp	Montecillo	Morgan	Newman
Nichols	Norr	Otto	Pace	Peters	Pierson	Rizzo	Schupp
Swearingen	Walton Gray	Webber	Wright				

PRESENT: 0

ABSENT: 1

Smith

VACANCIES: 1

Senator Romine moved that **SCS** for **HB 1132** be passed, the objections of the Governor thereto notwithstanding, which motion received the necessary two-thirds majority by the following vote:

YEAS—Senators

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

NAYS—Senators

Justus Keaveny—2

Absent—Senators

Holsman Nieves—2

Absent with leave—Senator Chappelle-Nadal—1

Vacancies—2

Senator Schaaf assumed the Chair.

President Pro Tem Dempsey assumed the Chair.

Senator Sater moved that **SCS** for **HCS** for **HBs 1307** and **1313** be passed, the objections of the Governor thereto notwithstanding.

A quorum was established by the following vote:

Present—Senators

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

Absent—Senators

Munzlinger Nasheed—2

Absent with leave—Senators

Chappelle-Nadal Keaveny—2

Vacancies—2

Senator Sater submitted the following:

Motion for Previous Question - Pursuant to Rule 84 of the Missouri Senate:

Shall the Main question be now put?

Signed:

/s/ Tom Dempsey

/s/ David Sater

/s/ Ron Richard

/s/ Brian Nieves

/s/ Brad Lager

/s/ David Pearce

/s/ Gary Romine

/s/ Mike Cunningham

/s/ Jay Wasson

/s/ Ed Emery

/s/ Will Kraus

/s/ Brian Munzlinger

/s/ Mike Kehoe

/s/ Kurt Schaefer

/s/ Dan W. Brown

/s/ Mike Parson

/s/ John Lamping

/s/ Eric Schmitt

/s/ Doug Libla

/s/ Ryan Silvey

/s/ Wayne Wallingford

The motion to move the previous question was adopted by the following vote:

YEAS—Senators

Brown	Cunningham	Dempsey	Emery	Kehoe	Kraus	Lager	Lamping
Libla	Munzlinger	Nieves	Parson	Pearce	Richard	Romine	Sater
Schaefer	Schmitt	Silvey	Wallingford	Wasson—21			

NAYS—Senators

Curls	Dixon	Holsman	Justus	LeVota	Nasheed	Schaaf	Sifton
Walsh—9							

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal Keaveny—2

Vacancies—2

SCS for HCS for HBs 1307 and 1313 passed, the objections of the Governor thereto notwithstanding, 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

Curls	Holsman	Justus	LeVota	Nasheed	Sifton	Walsh—7	
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Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal Keaveny—2

Vacancies—2

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 the House has passed Section 7.015

for an international trade and investment office in Israel; Section 7.115 for funding new and expanding industry training programs and basic industry retraining programs and Section 7.120 for transfer to the Missouri Works Job Development Fund to Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named sections of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 2007.

Roll Call for Section 7.015 of **CCS** for **SCS** for **HCS** for **HB 2007**, for an international trade and investment office in Israel:

AYES: 113

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtis	Davis	Diehl	Dohrman	Dugger	Elmer
Engler	Englund	Entlicher	Fitzpatrick	Flanigan	Fraker	Franklin	Frederick
Funderburk	Gannon	Gosen	Grisamore	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hodges	Hoskins	Hough	Houghton
Hubrecht	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kolkmeier
Korman	Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch
McCaherty	McGaugh	McManus	Messenger	Miller	Mitten	Molendorp	Montecillo
Moon	Morris	Muntzel	Neely	Neth	Pfautsch	Phillips	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Scharnhorst	Schatz	Schieffer	Schupp	Shull	Shumake
Sisco	Solon	Sommer	Spencer	Stream	Swan	Thomson	Torpey
Walker	Webber	White	Wieland	Wilson	Wood	Wright	Zerr

Mr Speaker

NOES: 44

Anders	Burns	Butler	Carpenter	Colona	Conway 10	Curtman	Dunn
Ellington	English	Frame	Gardner	Hubbard	Hummel	Hurst	Kirkton
Koenig	Kratky	Lafaver	Marshall	May	Mayfield	McCann Beatty	McDonald
McKenna	McNeil	Meredith	Mims	Morgan	Newman	Nichols	Norr
Otto	Pace	Parkinson	Peters	Pierson	Pogue	Rizzo	Runions
Schieber	Smith	Swearingen	Walton Gray				

PRESENT: 1

Green

ABSENT: 4

Fitzwater	Gatschenberger	Guernsey	Pike
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VACANCIES: 1

Roll Call for Section 7.115 of **CCS** for **SCS** for **HCS** for **HB 2007**, for funding industry training & retraining programs:

AYES: 116

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Butler	Cierpiot	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtis	Davis	Diehl	Dohrman
Dugger	Elmer	Engler	English	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Haahr	Haefner	Hampton	Hansen	Hicks	Higdon	Hinson
Hodges	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kirkton	Kolkmeyer	Korman	Lair
Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty
McGaugh	Messenger	Miller	Molendorp	Moon	Morris	Muntzel	Neely
Neth	Norr	Parkinson	Pfautsch	Phillips	Redmon	Rehder	Reiboldt
Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowden	Rowland
Scharnhorst	Schatz	Shull	Shumake	Sisco	Solon	Sommer	Spencer
Stream	Swan	Thomson	Torpey	Walker	White	Wieland	Wilson
Wood	Wright	Zerr	Mr Speaker				

NOES: 40

Burns	Carpenter	Colona	Conway 10	Curtman	Dunn	Ellington	Gardner
Gatschenberger	Green	Harris	Hummel	Koenig	Kratky	Lafaver	Marshall
May	McCann Beatty	McDonald	McKenna	McNeil	Meredith	Mims	Mitten
Montecillo	Morgan	Newman	Nichols	Otto	Pace	Pierson	Pogue
Rizzo	Runions	Schieber	Schieffer	Schupp	Smith	Swearingen	Walton Gray

PRESENT: 1

Peters

ABSENT: 5

Guernsey	Kelly 45	McManus	Pike	Webber
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VACANCIES: 1

Roll Call for Section 7.120 of **CCS** for **SCS** for **HCS** for **HB 2007**, for transfer to the MO Works Job Development Fund:

AYES: 114

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Burlison	Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtis	Davis	Diehl	Dohrman	Dugger	Elmer
Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame
Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney
Kelley 127	Kirkton	Kolkmeyer	Korman	Lair	Lant	Lauer	Leara

Lichtenegger	Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Messenger
Miller	Moon	Morris	Muntzel	Neely	Neth	Parkinson	Pfausch
Phillips	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle
Roorda	Ross	Rowden	Rowland	Scharnhorst	Schatz	Schieffer	Shull
Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen
Thomson	Torpey	Walker	White	Wieland	Wilson	Wood	Wright
Zerr	Mr Speaker						

NOES: 42

Burns	Butler	Carpenter	Colona	Conway 10	Curtman	Dunn	Ellington
English	Gardner	Gatschenberger	Green	Hodges	Hubbard	Hummel	Kelly 45
Koenig	Kratky	Lafaver	Marshall	May	McCann Beatty	McDonald	McNeil
Meredith	Mims	Mitten	Montecillo	Morgan	Newman	Nichols	Norr
Otto	Pace	Peters	Pierson	Pogue	Rizzo	Runions	Schieber
Schupp	Walton Gray						

PRESENT: 0

ABSENT: 6

Brown	McManus	Molendorp	Pike Smith	Webber
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VACANCIES: 1

Also,

Mr. President:

I am instructed by the House of Representatives to inform the Senate the House has passed Section 3.260 for the Missouri Telehealth Network for the purpose of creating and implementing four (4) Extension for Community Healthcare Outcomes Programs; Section 3.261 for a program designed to increase international collaboration and economic opportunity located at the University of Missouri-St. Louis; and Section 3.265 for the Missouri Rehabilitation Center; Section 3.266 for the Centers for Neighborhood Initiative located at the University of Missouri-Kansas City; Section 3.210 for the University of Central Missouri for the Science, Technology, Engineering and Mathematics Initiative to Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached are certified copies of the Roll Calls pertaining to the above named sections of the Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 2003.

Roll Call for Section 3.260 of **CCS** for **SCS** for **HCS** for **HB 2003**, for the Missouri Telehealth Network:

AYES: 122

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 104	Cookson	Cornejo

Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger
Elmer	Engler	Englund	Entlicher	Fitzwater	Flanigan	Fraker	Frame
Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr
Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier	Korman	Lair
Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield	McCaherty
McGaugh	McKenna	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Norr	Parkinson	Pfausch	Phillips
Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda
Ross	Rowden	Rowland	Scharnhorst	Schatz	Schieffer	Shull	Shumake
Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson
Torpey	Walker	Webber	White	Wieland	Wilson	Wood	Wright
Zerr	Mr Speaker						

NOES: 35

Anders	Butler	Colona	Conway 10	Curtis	Dunn	Ellington	English
Gardner	Gatschenberger	Hodges	Hummel	Kratky	Lafaver	Marshall	May
McCann Beatty	McDonald	McManus	McNeil	Meredith	Mims	Morgan	Newman
Nichols	Otto	Pace	Peters	Pierson	Pogue	Rizzo	Runions
Schieber	Schupp	Walton Gray					

PRESENT: 0

ABSENT: 5

Carpenter	Fitzpatrick	Green	Pike	Smith
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VACANCIES: 1

Roll Call for Section 3.261 of **CCS** for **SCS** for **HCS** for **HB 2003**, for an international economic program at UM-St. Louis:

AYES: 122

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Butler	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk	Gannon	Gosen
Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen	Harris	Hicks
Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Kirkton	Koenig	Kolkmeier
Korman	Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch
McCaherty	McGaugh	McKenna	Messenger	Miller	Molendorp	Montecillo	Moon
Morris	Muntzel	Neely	Neth	Pace	Parkinson	Pfausch	Phillips
Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda
Ross	Rowden	Rowland	Scharnhorst	Schatz	Schieffer	Schupp	Shull
Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen

Thomson	Torpey	Walker	White	Wieland	Wilson	Wood	Wright
Zerr	Mr Speaker						

NOES: 30

Anders	Colona	Dunn	Ellington	English	Gatschenberger	Hodges	Hummel
Hurst	Kratky	Lafaver	Marshall	May	Mayfield	McCann Beatty	McDonald
McNeil	Meredith	Mims	Morgan	Newman	Nichols	Norr	Otto
Pierson	Pogue	Rizzo	Runions	Schieber	Walton Gray		

PRESENT: 2

Gardner	Peters
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ABSENT: 8

Carpenter	Dugger	Green	McManus	Mitten	Pike	Smith	Webber
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VACANCIES: 1

Roll Call for Section 3.265 of **CCS** for **SCS** for **HCS** for **HB 2003**, for the Missouri Rehabilitation Center:

AYES: 130

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104
Cookson	Cornejo	Cox	Crawford	Cross	Curtis	Curtman	Davis
Diehl	Dohrman	Dugger	Elmer	Engler	English	Englund	Entlicher
Fitzpatrick	Fitzwater	Flanigan	Fraker	Frame	Franklin	Frederick	Funderburk
Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hoskins	Hough	Houghton	Hubbard
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kirkton
Koenig	Kolkmeier	Korman	Lair	Lant	Lauer	Leara	Lichtenegger
Love	Lynch	Mayfield	McCaherty	McGaugh	McKenna	Meredith	Messenger
Miller	Mitten	Molendorp	Montecillo	Moon	Morris	Muntzel	Neely
Neth	Nichols	Norr	Pace	Parkinson	Pfautsch	Phillips	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross
Rowden	Rowland	Runions	Scharnhorst	Schatz	Schieffer	Shull	Shumake
Sisco	Solon	Sommer	Spencer	Stream	Swan	Swearingen	Thomson
Torpey	Walker	Webber	White	Wieland	Wilson	Wood	Wright
Zerr	Mr Speaker						

NOES: 25

Butler	Carpenter	Colona	Dunn	Ellington	Gatschenberger	Green	Hodges
Hummel	Kratky	Lafaver	Marshall	May	McCann Beatty	McDonald	McManus
Mims	Morgan	Newman	Otto	Pierson	Pogue	Rizzo	Schieber
Schupp							

PRESENT: 4

Gardner	McNeil	Peters	Walton Gray
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ABSENT: 3

Kelly 45 Pike Smith

VACANCIES: 1

Roll Call for Section 3.266 of **CCS** for **SCS** for **HCS** for **HB 2003**, for the Centers for Neighborhood Initiative, **UMKC**:

AYES: 119

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Burns	Butler	Cierpiot	Conway 104
Cookson	Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl
Dohrman	Dunn	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hodges	Hoskins
Houghton	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Kelly 45
Koenig	Kolkmeier	Korman	Lafaver	Lair	Lant	Lauer	Leara
Lichtenegger	Love	Lynch	Mayfield	McCaherty	McCann Beatty	McGaugh	McKenna
McManus	Messenger	Miller	Mims	Molendorp	Montecillo	Moon	Morris
Muntzel	Neely	Norr	Parkinson	Pfausch	Phillips	Redmon	Rehder
Reiboldt	Remole	Rhoads	Richardson	Riddle	Roorda	Ross	Rowland
Runions	Scharnhorst	Schatz	Shull	Shumake	Sisco	Solon	Sommer
Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker	Webber
White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker	

NOES: 30

Carpenter	Colona	Conway 10	Dugger	English	Frame	Gatschenberger	Hubbard
Hubrecht	Hummel	Kirkton	Kratky	Marshall	McDonald	McNeil	Meredith
Mitten	Morgan	Newman	Nichols	Otto	Pace	Peters	Pierson
Pogue	Rizzo	Schieber	Schieffer	Schupp	Walton Gray		

PRESENT: 2

Gardner Green

ABSENT: 11

Cornejo	Ellington	Elmer	Haahr	Hinson	Hough	May	Neth
Pike	Rowden	Smith					

VACANCIES: 1

Roll Call for Section 3.210 of **CCS** for **SCS** for **HCS** for **HB 2003**, for the UCM STEM Initiative:

AYES: 120

Allen	Anders	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry
Black	Brattin	Brown	Burlison	Cierpiot	Conway 104	Cookson	Cornejo
Cox	Crawford	Cross	Curtis	Curtman	Davis	Diehl	Dohrman
Dugger	Dunn	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fraker	Franklin	Frederick	Gannon	Gosen	Grisamore	Guernsey

Haahr	Haefner	Hampton	Hansen	Harris	Hicks	Higdon	Hinson
Hodges	Hoskins	Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson
Jones 50	Justus	Keeney	Kelley 127	Kelly 45	Koenig	Kolkmeyer	Korman
Lair	Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Mayfield
McCaherty	McCann Beatty	McGaugh	McKenna	McManus	Messenger	Miller	Molendorp
Montecillo	Moon	Morris	Muntzel	Neely	Parkinson	Pfautsch	Phillips
Redmon	Rehder	Reiboldt	Remole	Rhoads	Riddle	Ross	Rowden
Rowland	Runions	Scharnhorst	Schatz	Shull	Shumake	Sisco	Solon
Sommer	Spencer	Stream	Swan	Swearingen	Thomson	Torpey	Walker
Webber	White	Wieland	Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 37

Burns	Butler	Carpenter	Colona	Conway 10	Ellington	English	Frame
Gardner	Gatschenberger	Green	Hummel	Kirkton	Kratky	Lafaver	Marshall
May	McDonald	McNeil	Meredith	Mims	Mitten	Morgan	Newman
Nichols	Norr	Otto	Pace	Peters	Pierson	Pogue	Rizzo
Roorda	Schieber	Schieffer	Schupp	Walton Gray			

PRESENT: 0

ABSENT: 5

Funderburk	Neth	Pike	Richardson	Smith
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VACANCIES: 1

Also,

Mr. President:

I am instructed by the House of Representatives to inform the Senate that the House has passed House Committee Substitute for House Bill 1261, the objections of the Governor thereto notwithstanding.

In which concurrence of the Senate is respectfully requested.

Also,

Mr. President: The attached is a certified copy of the Roll Call on House Committee Substitute for House Bill 1261.

AYES: 114

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Brattin
Brown	Burlison	Butler	Cierpiot	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtman	Davis	Diehl	Dohrman	Dugger	Elmer
Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan	Fraker	Franklin
Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey	Haahr	Haefner
Hampton	Hansen	Hicks	Higdon	Hinson	Hoskins	Hough	Houghton
Hubrecht	Hurst	Johnson	Jones 50	Justus	Keeney	Kelley 127	Koenig
Kolkmeyer	Korman	Lair	Lant	Lauer	Leara	Lichtenegger	Love
Lynch	Marshall	McCaherty	McGaugh	Messenger	Miller	Molendorp	Montecillo

Moon	Morris	Muntzel	Neely	Neth	Parkinson	Pfausch	Phillips
Pike	Pogue	Redmon	Rehder	Reiboldt	Remole	Rhoads	Richardson
Riddle	Ross	Rowden	Rowland	Scharnhorst	Schatz	Schieber	Shull
Shumake	Sisco	Solon	Sommer	Spencer	Stream	Swan	Thomson
Torpey	Walker	Webber	White	Wieland	Wilson	Wood	Wright
Zerr	Mr Speaker						

NOES: 46

Anders	Black	Burns	Carpenter	Colona	Conway 10	Curtis	Dunn
Ellington	English	Frame	Gardner	Green	Harris	Hodges	Hubbard
Hummel	Kelly 45	Kirkton	Kratky	Lafaver	May	Mayfield	McCann Beatty
McDonald	McKenna	McManus	McNeil	Meredith	Mims	Mitten	Morgan
Newman	Nichols	Norr	Otto	Pace	Peters	Pierson	Rizzo
Roorda	Runions	Schieffer	Schupp	Swearingen	Walton Gray		

PRESENT: 0

ABSENT: 2

Gatschenberger Smith

VACANCIES: 1

Also,

Mr. President:

I am instructed by the House of Representatives to inform the Senate that the House has passed House Bill 1359, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: The attached is a certified copy of the Roll Call on House Bill 1359.

AYES: 120

Allen	Anderson	Austin	Bahr	Barnes	Bernskoetter	Berry	Black
Brattin	Brown	Burlison	Burns	Cierpiot	Conway 10	Conway 104	Cookson
Cornejo	Cox	Crawford	Cross	Curtman	Davis	Diehl	Dohrman
Dugger	Elmer	Engler	Englund	Entlicher	Fitzpatrick	Fitzwater	Flanigan
Fraker	Franklin	Frederick	Funderburk	Gannon	Gosen	Grisamore	Guernsey
Haahr	Haefner	Hampton	Hansen	Hicks	Higdon	Hinson	Hoskins
Hough	Houghton	Hubbard	Hubrecht	Hurst	Johnson	Jones 50	Justus
Keeney	Kelley 127	Kirkton	Koenig	Kolkmeier	Korman	Kratky	Lair
Lant	Lauer	Leara	Lichtenegger	Love	Lynch	Marshall	McCaherty
McGaugh	Messenger	Miller	Mitten	Molendorp	Montecillo	Moon	Morris
Muntzel	Neely	Neth	Parkinson	Pfausch	Phillips	Pike	Redmon
Rehder	Reiboldt	Remole	Rhoads	Richardson	Riddle	Ross	Rowden
Rowland	Scharnhorst	Schatz	Schieber	Schieffer	Shull	Shumake	Sisco
Solon	Sommer	Spencer	Stream	Swan	Thomson	Torpey	Walker

Webber White Wieland Wilson Wood Wright Zerr Mr Speaker

NOES: 39

Anders	Butler	Carpenter	Colona	Curtis	Dunn	Ellington	English
Frame	Gardner	Green	Harris	Hodges	Hummel	Kelly 45	Lafaver
May	Mayfield	McCann Beatty	McDonald	McKenna	McManus	McNeil	Meredith
Mims	Morgan	Newman	Nichols	Norr	Otto	Pace	Pierson
Pogue	Rizzo	Roorda	Runions	Schupp	Swearingen	Walton Gray	

PRESENT: 1

Peters

ABSENT: 2

Gatschenberger Smith

VACANCIES: 1

COMMUNICATIONS

Senator Kraus submitted the following:

September 8, 2014

Terry Spieler
Secretary of the Senate
Room 325, State Capitol
Jefferson City, MO 65101

Dear Secretary Spieler,

Pursuant to Senate Rule 76, I am writing to inform you of a temporary physical disability which may not allow me to stand for long periods of time. While I will be able to stand for motions and short inquiries, I may need to invoke Rule 76 and be recognized while sitting during longer inquiries.

Sincerely,



Will Kraus
Senator, District 8

Senator Chappelle-Nadal submitted the following:

September 10, 2014

Dear Secretary Spieler,

I hereby authorize Minority Floor Leader Senator Jolie Justus to make any pertinent motions regarding the override of HCS/SB 727 in my absence.

Thank you for your prompt attention to this matter.

Sincerely,



Maria Chappelle-Nadal

Senator Justus submitted the following:

September 8, 2014

Terry Spieler – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Re: Joint Committee on Child Abuse and Neglect

Dear Terry:

Please consider this correspondence to be my resignation from the Joint Committee on Child Abuse and Neglect. Pursuant to the authority provided me by section 21.771 RSMo, please also consider this correspondence to be my appointment of Senator Maria Chappelle-Nadal to fill the vacancy created by my resignation.

Very Best Regards,



Jolie L. Justus

The Senate observed a moment of silence in remembrance of the victims of September 11, 2001.
Senator Kehoe assumed the Chair.

RESOLUTIONS

Senator Richard offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 6

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of House Committee Substitute for Senate Bill No. 508; House Committee Substitute for Senate Substitute for Senate Bill No. 575; Conference Committee Substitute for House Committee Substitute for Senate Bill No. 584; Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 612; Conference Committee Substitute for House Committee Substitute for Senate Bill No. 615; Senate Committee Substitute for Senate Bill No. 675; Conference Committee Substitute No. 2 for House Committee Substitute for Senate Bill No. 693; and House Committee Substitute for Senate Substitute for Senate Bill No. 694 when the bills were so called by the President.

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

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