

# Journal of the Senate

FIRST REGULAR SESSION

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**THIRTY-NINTH DAY—WEDNESDAY, MARCH 18, 2015**

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The Senate met pursuant to adjournment.

Senator Pearce in the Chair.

Reverend Carl Gauck offered the following prayer:

“Be careful then how you live, not as unwise people but as wise, making the most of the time...” (Ephesians 5:15)

We continue the walk of the Lenten season, for it is a time to seek to know You and ourselves before You. So we pray, O Lord, for Your help to move beyond surface talks and living so we may make a true connection with You and others, that we may hear Your voice above all others, receiving Your wisdom. Knowing You we have the opportunity to use such wisdom to affect how we live each day and honor You daily. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

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

Present—Senators

|          |                 |            |         |         |        |             |         |
|----------|-----------------|------------|---------|---------|--------|-------------|---------|
| Brown    | Chappelle-Nadal | Cunningham | Curls   | Dempsey | Dixon  | Emery       | Hegeman |
| Holsman  | Keaveny         | Kehoe      | Kraus   | Libla   | LeVota | Munzlinger  | Nasheed |
| Onder    | Parson          | Pearce     | Richard | Riddle  | Romine | Sater       | Schaaf  |
| Schaefer | Schatz          | Schmitt    | Schupp  | Sifton  | Silvey | Wallingford | Walsh   |
| Wasson   | Wieland—34      |            |         |         |        |             |         |

Absent—Senators—None

Absent with leave—Senators

Vacancies—None

## RESOLUTIONS

Senator Sater offered Senate Resolution No. 644, regarding the Sixty-fifth Wedding Anniversary of Don and Margaret Beeson, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 645, regarding the Ninetieth Birthday of Estell “Shorty” Maloney, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 646, regarding Violet Dickenson, Reeds Spring, which was adopted.

Senator Schatz offered Senate Resolution No. 647, regarding Harry E. Goodwin, Wildwood, which was adopted.

Senator Onder offered Senate Resolution No. 648, regarding William J. Grafeman, O’Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 649, regarding Donald Glastetter, Washington, which was adopted.

Senator Schupp offered Senate Resolution No. 650, regarding Dr. Bernard S. Loitman, Creve Coeur, which was adopted.

Senator Schupp offered Senate Resolution No. 651, regarding David Dale Schaper, Ballwin, which was adopted.

Senator Schupp offered Senate Resolution No. 652, regarding William George Niemetz, Overland, which was adopted.

### **SENATE BILLS FOR PERFECTION**

Senator Sater moved that **SB 63** and **SB 111**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

**SCS** for **SBs 63** and **111**, entitled:

#### SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 63 and 111

An Act to repeal section 195.015 as enacted by senate bills nos. 215 & 58, eighty-fifth general assembly, first regular session, section 195.050 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session, and section 195.050 as enacted by senate bills nos. 215 & 58, eighty-fifth general assembly, first regular session, RSMo, and to enact in lieu thereof eleven new sections relating to a prescription drug monitoring program, with penalty provisions.

Was taken up.

Senator Sater moved that **SCS** for **SBs 63** and **111** be adopted.

Senator Sater offered **SS** for **SCS** for **SBs 63** and **111**, entitled:

#### SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 63 & 111

An Act to repeal section 195.015 as enacted by senate bills nos. 215 & 58, eighty-fifth general assembly, first regular session, section 195.050 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session, and section 195.050 as enacted by senate bills nos. 215 & 58, eighty-fifth general assembly, first regular session, RSMo, and to enact in lieu thereof twelve new sections relating to a prescription drug monitoring program, with penalty provisions.

Senator Sater moved that **SS** for **SCS** for **SBs 63** and **111** be adopted.

Senator Wallingford assumed the Chair.

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

**SENATE AMENDMENT NO. 1**

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 63 and 111, Page 9, Section 195.450, Line 18, by inserting after the word “discharge” the following: “**from inpatient care**”.

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

At the request of Senator Sater, **SB 63** and **SB 111**, with **SCS** and **SS** for **SCS**, as amended (pending), were placed on the Informal Calendar.

**MESSAGES FROM THE HOUSE**

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 613**, entitled:

An Act to repeal sections 140.170, 140.310, 140.340, 140.350, 140.405, 140.410, and 140.420, RSMo, and to enact in lieu thereof eight new sections relating to the collection of delinquent real estate taxes.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 119**, entitled:

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to public water systems, with an emergency clause.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 152**, entitled:

An Act to repeal sections 566.210, 566.211, 566.212, and 566.213, RSMo, and to enact in lieu thereof four new sections relating to sexual trafficking of a child, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 33**, entitled:

An Act to repeal sections 173.260 and 287.243, RSMo, and to enact in lieu thereof two new sections relating to survivor benefits.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 276**, entitled:

An Act to repeal section 513.430, RSMo, and to enact in lieu thereof one new section relating to property exemptions from attachment.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 95**, entitled:

An Act to repeal sections 452.315 and 452.317, RSMo, and to enact in lieu thereof two new sections relating to reimbursement of insurance costs during dissolution of marriage proceedings.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

### **REFERRALS**

President Pro Tem Dempsey referred **SB 203** and **HCS** for **HB 259** to the Committee on Governmental Accountability and Fiscal Oversight.

### **SECOND READING OF SENATE BILLS**

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

**SB 542**—Seniors, Families and Children.

**SB 543**—Rules, Joint Rules, Resolutions and Ethics.

**SB 544**—Transportation, Infrastructure and Public Safety.

**SB 545**—Jobs, Economic Development and Local Government.

**SB 546**—Education.

**SB 547**—Governmental Accountability and Fiscal Oversight.

**SB 548**—Education.

**SB 549**—General Laws and Pensions.

**SB 550**—Transportation, Infrastructure and Public Safety.

**SB 551**—Jobs, Economic Development and Local Government.

- SB 552**—Transportation, Infrastructure and Public Safety.  
**SB 553**—Agriculture, Food Production and Outdoor Resources.  
**SB 554**—Ways and Means.  
**SB 555**—Judiciary and Civil and Criminal Jurisprudence.  
**SB 556**—Transportation, Infrastructure and Public Safety.  
**SB 557**—Agriculture, Food Production and Outdoor Resources.  
**SB 558**—Veterans' Affairs and Health.  
**SB 559**—Judiciary and Civil and Criminal Jurisprudence.  
**SB 560**—Judiciary and Civil and Criminal Jurisprudence.  
**SB 561**—Judiciary and Civil and Criminal Jurisprudence.  
**SB 562**—Seniors, Families and Children.  
**SB 563**—Governmental Accountability and Fiscal Oversight.  
**SB 564**—Small Business, Insurance and Industry.  
**SB 565**—Judiciary and Civil and Criminal Jurisprudence.  
**SB 566**—Veterans' Affairs and Health.  
**SB 567**—Judiciary and Civil and Criminal Jurisprudence.  
**SB 568**—Financial and Governmental Organizations and Elections.  
On motion of Senator Kehoe, the Senate recessed until 4:00 p.m.

### **RECESS**

The time of recess having expired, the Senate was called to order by President Pro Tem Dempsey.

### **SIGNING OF BILLS**

The President Pro Tem announced that all other business would be suspended and **HCS** for **HB 16**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

### **MESSAGES FROM THE HOUSE**

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 269**, entitled:

An Act to repeal section 306.100, RSMo, and to enact in lieu thereof one new section relating to motorboats.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 758**, entitled:

An Act to repeal section 67.402, RSMo, and to enact in lieu thereof one new section relating to nuisance abatement ordinances.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 403**, entitled:

An Act to amend chapter 42, RSMo, by adding thereto one new section relating to the designation of Missouri as a Purple Heart State.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 401**, entitled:

An Act to repeal section 50.622, RSMo, and to enact in lieu thereof one new section relating to amending a county budget.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 108**, entitled:

An Act to repeal section 516.105, RSMo, and to enact in lieu thereof one new section relating to the statute of limitations for liability of mental health professionals.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 133**, entitled:

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

a memorial bridge.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 650**, entitled:

An Act to repeal section 307.128, RSMo, and to enact in lieu thereof one new section relating to auxiliary lighting on motorcycles.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 778**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to 22q awareness week.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 861**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to the designation of multiple sclerosis awareness week in Missouri.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Senator Schmitt assumed the Chair.

### **SENATE BILLS FOR PERFECTION**

Senator Libla moved that **SB 331** and **SB 21**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

**SCS** for **SBs 331** and **21**, entitled:

#### **SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 331 and 21**

An Act to repeal section 44.100, RSMo, and to enact in lieu thereof three new sections relating to law enforcement officers.

Was taken up.

Senator Libla moved that **SCS** for **SBs 331** and **21** be adopted.

Senator Libla offered **SS** for **SCS** for **SBs 331** and **21**, entitled:

SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILLS NOS. 331 and 21

An Act to repeal sections 44.100 and 610.100, RSMo, and to enact in lieu thereof four new sections relating to law enforcement officers.

Senator Libla moved that **SS** for **SCS** for **SBs 331** and **21** be adopted.

At the request of Senator Libla, **SB 331** and **SB 21**, with **SCS** and **SS** for **SCS** (pending), were placed on the Informal Calendar.

**SECOND READING OF SENATE BILLS**

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

**SJR 13**—Governmental Accountability and Fiscal Oversight.

**SJR 14**—Financial and Governmental Organizations and Elections.

**SJR 15**—Rules, Joint Rules, Resolutions and Ethics.

**RE-REFERRALS**

President Pro Tem Dempsey re-referred **SB 547** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

**INTRODUCTIONS OF GUESTS**

Senator Holsman introduced to the Senate, his wife, Robyn, Kansas City.

On behalf of Senator Pearce, the President introduced to the Senate, David Morris and Steve Radcliff, Livingston County.

Senator Kehoe introduced to the Senate, teachers, Laura Vandike and Dayna Limbach and fourth grade students from Cole R-V/Eugene Elementary School.

Senator Dixon introduced to the Senate, Dr. Paul Thomlinson, Andrea Long, and Jordan Browning, Springfield.

On behalf of Senators Schaefer, Kehoe and himself, Senator Pearce introduced to the Senate, Records of Deeds, Jan Jones, Johnson County, Jamie Nichols, Saline County and Nora Dietzel, Boone County; and Records, Nancy Boles, Morgan County and Deb Wiles, Miller County.

Senator Chappelle-Nadal introduced to the Senate, Jonathan and Benjamin Kuhlman, Ferguson.

Senator Wieland introduced to the Senate, Nick and Angela Torretti, and their children, Nico and Lola, Arnold; and Nico and Lola were made honorary pages.

Senator Pearce introduced to the Senate, Gabe Stumbaugh, Concordia.

Senator Keaveny introduced to the Senate, former State Representative Tom Villa and Gregg Daly, St. Louis.



Senator Schupp introduced to the Senate, teachers, Katherine Korte and Steven Shaw, Pattonville School District, St. Louis.

Senator Munzlinger introduced to the Senate, his wife, Michele, Williamstown.

Senator Kehoe introduced to the Senate, Laura Hardecke, Gasconade County; Julie Voss, Cole County; and Catherine Mulhern, Arizona.

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

SENATE CALENDAR

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FORTIETH DAY—THURSDAY, MARCH 19, 2015

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

|                 |                       |
|-----------------|-----------------------|
| HB 468-Berry    | HB 152-Haahr          |
| HB 118-Burlison | HCS for HB 33         |
| HCS for HB 70   | HB 276-Cornejo        |
| HCS for HB 187  | HCS for HB 95         |
| HB 506-Zerr     | HB 269-Miller         |
| HCS for HB 709  | HB 758-Rowland        |
| HB 458-Allen    | HB 403-Phillips       |
| HB 529-Gosen    | HB 401-Fraker         |
| HCS for HB 592  | HB 108-McCaherty      |
| HCS for HB 553  | HB 133-Rowland        |
| HB 514-Leara    | HB 650-Cornejo        |
| HB 878-Rhoads   | HB 778-Ruth           |
| HCS for HB 613  | HB 861-Fitzwater (49) |
| HCS for HB 119  |                       |

THIRD READING OF SENATE BILLS

- |  |  |
|--|--|
| 1. SCS for SBs 1, 22, 49 & 70-Pearce<br>(In Fiscal Oversight)        | 5. SS for SB 201-Dixon (In Fiscal Oversight)   |
| 2. SCS for SB 10-Schaaf (In Fiscal Oversight)                        | 6. SB 256-Sater, et al (In Fiscal Oversight)   |
| 3. SCS for SB 119-Brown and<br>Chappelle-Nadal (In Fiscal Oversight) | 7. SCS for SBs 34 & 105-Wallingford            |
| 4. SCS for SB 56-Munzlinger<br>(In Fiscal Oversight)                 | 8. SCS for SB 172-Romine                       |
|  | 9. SB 194-Richard, et al (In Fiscal Oversight) |
|  | 10. SS for SB 330-Parson                       |
|  | 11. SCS for SB 336-Kraus                       |

12. SB 203-Dixon (In Fiscal Oversight)

13. SCS for SB 341-Riddle

## SENATE BILLS FOR PERFECTION

1. SB 93-Emery, with SCS

6. SB 316-Brown

2. SB 300-Silvey, with SCS

7. SB 230-Romine, with SCS

3. SB 146-Pearce, with SCS

8. SB 358-Kehoe

4. SB 109-Schaefer, with SCS

9. SB 302-Riddle, with SCS

5. SB 322-Dempsey, with SCS

10. SB 278-Schatz, with SCS

## HOUSE BILLS ON THIRD READING

HCS for HB 259 (Munzlinger)

(In Fiscal Oversight)

## INFORMAL CALENDAR

## SENATE BILLS FOR PERFECTION

SB 37-Romine, with SCS &amp; SA 1 (pending)

SB 227-Emery, with SS (pending)

SB 59-Dixon

SB 233-Kehoe, with SCS &amp; SA 2 (pending)

SBs 63 & 111-Sater and Nasheed, with SCS  
& SS for SCS (pending)SBs 331 & 21-Libla, with SCS & SS for  
SCS (pending)SB 142-Romine, with SCS & SS#2 for SCS  
(pending)

SB 424-Pearce, with SA 1 (pending)

SB 159-Parson

SJR 7-Richard and Wallingford

## CONSENT CALENDAR

Senate Bills

Reported 3/11

SB 458-Sater

SB 272-Riddle, et al

SB 340-Pearce, with SCS

SB 318-Cunningham and Libla

SB 254-Kraus

Reported 3/12

SB 315-Dixon, with SCS  
SB 426-Parson

SB 380-Wieland, with SCS  
SB 446-Schupp and Brown

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