

# Journal of the Senate

FIRST REGULAR SESSION

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**FORTY-EIGHTH DAY—WEDNESDAY, APRIL 8, 2015**

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The Senate met pursuant to adjournment.

Senator Pearce in the Chair.

Reverend Carl Gauck offered the following prayer:

“A word fitly spoken is like gold.” (Proverbs 25:11)

Gracious God, we ask for Your help to properly prepare our words in what we say and write. Let us never forget the power and impact of our words on people we work with and who work for us, both positively and negatively. So, please guide our research and our reading so our efforts are prudent and efficient and our expressions helpful. 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	LeVota	Libla	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—None

Vacancies—None

The Lieutenant Governor was present.

## RESOLUTIONS

Senator Emery offered Senate Resolution No. 735, regarding Connie Clark, Raymore, which was adopted.

Senator Schupp offered Senate Resolution No. 736, regarding Robert Edward Muehring, Saint Louis, which was adopted.

Senator Sater offered Senate Resolution No. 737, regarding Jeremy Mullins, Crane, which was adopted.

Senator Sater offered Senate Resolution No. 738, regarding Lexie Vaught, which was adopted.

Senator Sater offered Senate Resolution No. 739, regarding Josie Young, which was adopted.

Senator Sater offered Senate Resolution No. 740, regarding Emily Parker, which was adopted.

Senator Sater offered Senate Resolution No. 741, regarding Dre Sitton, which was adopted.

Senator Cunningham offered Senate Resolution No. 742, regarding Van E. Kelly, which was adopted.

Senator Dempsey offered Senate Resolution No. 743, regarding Susan Sams, Saint Charles, which was adopted.

Senator Dempsey offered Senate Resolution No. 744, regarding Craig Felzien, Saint Charles, which was adopted.

### MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 63, 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 Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 63.

AYES: 111

Alferman	Allen	Anderson	Andrews	Austin	Bahr	Barnes	Basye
Beard	Bernskoetter	Berry	Bondon	Brattin	Brown 57	Brown 94	Burlison
Chipman	Cierpiot	Conway 104	Cookson	Corlew	Cornejo	Crawford	Cross
Curtis	Curtman	Davis	Dogan	Dohrman	Dugger	Eggleston	Engler
English	Entlicher	Fitzpatrick	Fitzwater 144	Fitzwater 49	Fraker	Franklin	Frederick
Gosen	Haahr	Haefner	Hansen	Hicks	Higdon	Hill	Hinson
Hoskins	Hough	Houghton	Hubrecht	Johnson	Jones	Justus	Keeney
Kelley	Kidd	King	Koenig	Kolkmeier	Korman	Lair	Lant
Lauer	Leara	Lichtenegger	Love	Lynch	Mathews	McCaherty	McDaniel
McGaugh	Messenger	Miller	Morris	Muntzel	Neely	Parkinson	Pfautsch
Phillips	Pietzman	Pike	Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Roden	Roeber	Rone	Ross	Rowden	Rowland	Ruth
Shaul	Shull	Shumake	Solon	Sommer	Spencer	Swan	Taylor
Vescovo	White	Wiemann	Wilson	Wood	Zerr	Mr. Speaker	

NOES: 49

Adams	Anders	Arthur	Black	Burns	Butler	Carpenter	Colona
Conway 10	Dunn	Ellington	Gannon	Gardner	Green	Harris	Hummel
Hurst	Kendrick	Kirkton	Kratky	LaFaver	Lavender	Marshall	May
McCann Beatty	McCreery	McDonald	McManus	McNeil	Meredith	Mims	Mitten
Montecillo	Moon	Morgan	Newman	Nichols	Norr	Otto	Pace
Peters	Pierson	Pogue	Rizzo	Runions	Smith	Walker	Walton Gray
Webber							

ABSENT: 2

Flanigan            Hubbard

VACANCIES: 1

**PRIVILEGED MOTIONS**

Senator Richard moved that the Senate refuse to concur in **HA 1**, **HA 2**, as amended, **HA 3**, as amended, and **HA 4** to **SS No. 2** for **SCS** for **SB 11** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Wasson moved that **SS** for **SCS** for **HCS No. 2** for **HB 63** 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	Hegeman	Kehoe	LeVota	Libla
Munzlinger	Onder	Parson	Pearce	Richard	Riddle	Romine	Sater
Schaaf	Schaefer	Schatz	Schmitt	Silvey	Wallingford	Wasson	Wieland—24

NAYS—Senators

Chappelle-Nadal	Curls	Emery	Holsman	Keaveny	Nasheed	Schupp	Sifton
Walsh—9							

Absent—Senator Kraus—1

Absent with leave—Senators—None

Vacancies—None

President Kinder assumed the Chair.

**SENATE BILLS FOR PERFECTION**

Senator Cunningham moved that **SB 524**, be taken up for perfection, which motion prevailed.

Senator Schupp offered **SA 1**:

**SENATE AMENDMENT NO. 1**

Amend Senate Bill No. 524, Page 2, Section 362.159, Line 22, by inserting immediately after said line the following:

**“367.105. Any person making or offering a consumer credit loan shall contract for and receive interest and fees in accordance with sections 408.100, 408.140, and 408.170 and shall be subject to all provisions of sections 408.100, 408.140, and 408.170.**

367.515. A title lender shall contract for and receive simple interest and fees in accordance with sections 408.100 and 408.140 **and shall be subject to all provisions of sections 408.100 and 408.140.”**; and

Further amend said bill and page, section 370.073, line 22, by inserting immediately after said line the following:

**“408.100. 1. This section shall apply to all loans which are not made as permitted by other laws of this state except that it shall not apply to loans which are secured by a lien on real estate, nonprocessed farm products, livestock, farm machinery or crops or to loans to corporations. On any loan subject to this section, any person, firm, or corporation may charge, contract for and receive interest on the unpaid principal balance at rates agreed to by the parties **provided that the interest, fees, and finance charges shall not exceed an annual percentage rate of thirty-six percent.****

**2. A person shall not engage in any device or subterfuge intended to evade the requirements of this chapter through any method including, but not limited to, mail, telephone, internet, or any electronic means, including:**

**(1) Offering, making, assisting a borrower to obtain, or brokering a loan at an annual percentage rate prohibited by this section, making loans disguised as personal property sales and leaseback transactions, or disguising loan proceeds as cash rebates for the pretextual installment sale of goods or services;**

**(2) Making, assisting a borrower to obtain, or brokering an offer of credit, or in whole or in part, from a third party, or acting as an agent for a third party, regardless of whether the third party is exempt from licensing or whether approval, acceptance, or ratification by the third party is necessary to create a legal obligation for the third party; or**

**(3) Charging any application fee for the provision of credit or any fee for participation in a credit plan, if such a fee is authorized under any applicable section of Missouri law, without including the fees in the calculation of the annual percentage rate of the credit in accordance with the allowable rate set forth in this section.**

408.500. 1. Lenders, other than banks, trust companies, credit unions, savings banks and savings and loan companies, in the business of making unsecured loans of five hundred dollars or less, **commonly known as payday lenders**, shall obtain a license from the director of the division of finance. An annual license fee of three hundred dollars per location shall be required. The license year shall commence on January first each year and the license fee may be prorated for expired months. The director may establish a biennial licensing arrangement but in no case shall the fees be payable for more than one year at a time. The provisions of this section shall not apply to pawnbroker loans, consumer credit loans as authorized under chapter 367, nor to a check accepted and deposited or cashed by the payee business on the same or the following business day. The disclosures required by the federal Truth in Lending Act and regulation Z shall be provided on any loan, renewal or extension made pursuant to this section and the loan, renewal or extension documents shall be signed by the borrower.

2. Entities making loans pursuant to this section shall contract for and receive simple interest and fees in accordance with sections 408.100 and 408.140 **and shall be subject to all provisions of sections 408.100**

**and 408.140.** Any contract evidencing any fee or charge of any kind whatsoever, except for bona fide clerical errors, in violation of this section shall be void. Any person, firm or corporation who receives or imposes a fee or charge in violation of this section shall be guilty of a class A misdemeanor.

3. Notwithstanding any other law to the contrary, cost of collection expenses, which include court costs and reasonable attorneys fees, awarded by the court in suit to recover on a bad check or breach of contract shall not be considered as a fee or charge for purposes of this section.

4. Lenders licensed pursuant to this section shall conspicuously post in the lobby of the office, in at least fourteen-point bold type, the maximum annual percentage rates such licensee is currently charging and the statement:

NOTICE:

This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

5. The lender shall provide the borrower with a notice in substantially the following form set forth in at least ten-point bold type, and receipt thereof shall be acknowledged by signature of the borrower:

(1) This lender offers short-term loans. Please read and understand the terms of the loan agreement before signing.

(2) You may cancel this loan without costs by returning the full principal balance to the lender by the close of the lender's next full business day.

6. The lender shall renew the loan upon the borrower's written request and the payment of any interest and fees due at the time of such renewal; however, upon the first renewal of the loan agreement, and each subsequent renewal thereafter, the borrower shall reduce the principal amount of the loan by not less than five percent of the original amount of the loan until such loan is paid in full. However, no loan may be renewed more than six times.

7. When making or negotiating loans, a licensee shall consider the financial ability of the borrower to reasonably repay the loan in the time and manner specified in the loan contract. All records shall be retained at least two years.

8. A licensee who ceases business pursuant to this section must notify the director to request an examination of all records within ten business days prior to cessation. All records must be retained at least two years.

9. Any lender licensed pursuant to this section who fails, refuses or neglects to comply with the provisions of this section, or any laws relating to consumer loans or commits any criminal act may have its license suspended or revoked by the director of finance after a hearing before the director on an order of the director to show cause why such order of suspension or revocation should not be entered specifying the grounds therefor which shall be served on the licensee at least ten days prior to the hearing.

10. Whenever it shall appear to the director that any lender licensed pursuant to this section is failing, refusing or neglecting to make a good faith effort to comply with the provisions of this section, or any laws relating to consumer loans, the director may issue an order to cease and desist which order may be enforceable by a civil penalty of not more than one thousand dollars per day for each day that the neglect, failure or refusal shall continue. The penalty shall be assessed and collected by the director. In determining the amount of the penalty, the director shall take into account the appropriateness of the penalty with respect

to the gravity of the violation, the history of previous violations, and such other matters as justice may require.

408.505. 1. This section shall apply to:

(1) Unsecured loans made by lenders licensed or who should have been licensed pursuant to section 408.500;

(2) Any person that the Missouri division of finance determines that has entered into a transaction that, in substance, is a disguised loan; and

(3) Any person that the Missouri division of finance determines has engaged in subterfuge for the purpose of avoiding the provisions of this section.

2. All loans made pursuant to this section and section 408.500, shall have a minimum term of fourteen days and a maximum term of thirty-one days, regardless of whether the loan is an original loan or renewed loan.

3. A lender may only charge simple interest and fees in accordance with sections 408.100 and 408.140 **and shall be subject to all provisions of sections 408.100 and 408.140.** No other charges of any nature shall be permitted except as provided by this section, including any charges for cashing the loan proceeds if they are given in check form. [However, no borrower shall be required to pay a total amount of accumulated interest and fees in excess of seventy-five percent of the initial loan amount on any single loan authorized pursuant to this section for the entire term of that loan and all renewals authorized by section 408.500 and this section.]

4. A loan made pursuant to the provisions of section 408.500 and this section shall be deemed completed and shall not be considered a renewed loan when the lender presents the instrument for payment or the payee redeems the instrument by paying the full amount of the instrument to the lender. Once the payee has completed the loan, the payee may enter into a new loan with a lender.

5. Except as provided in subsection 3 of this section, no loan made pursuant to this section shall be repaid by the proceeds of another loan made by the same lender or any person or entity affiliated with the lender. A lender, person or entity affiliated with the lender shall not have more than five hundred dollars in loans made pursuant to section 408.500 and this section outstanding to the same borrower at any one time. A lender complies with this subsection if:

(1) The consumer certifies in writing that the consumer does not have any outstanding small loans with the lender which in the aggregate exceeds five hundred dollars, and is not repaying the loan with the proceeds of another loan made by the same lender; and

(2) The lender does not know, or have reason to believe, that the consumer's written certification is false.

6. On a consumer loan transaction where cash is advanced in exchange for a personal check, a return check charge may be charged in the amounts provided by sections 408.653 and 408.654, as applicable.

7. No state or public employee or official, including a judge of any court of this state, shall enforce the provisions of any contract for payment of money subject to this section which violates the provisions of section 408.500 and this section.

8. A person does not commit the crime of passing a bad check pursuant to section 570.120 if at the time the payee accepts a check or similar sight order for the payment of money, he or she does so with the

understanding that the payee will not present it for payment until later and the payee knows or has reason to believe that there are insufficient funds on deposit with the drawee at the time of acceptance. However, this section shall not apply if the person's account on which the instrument was written was closed by the consumer before the agreed-upon date of negotiation or the consumer has stopped payment on the check.

9. A lender shall not use a device or agreement that would have the effect of charging or collecting more fees, charges, or interest than allowed by this section, including, but not limited to:

- (1) Entering into a different type of transaction;
- (2) Entering into a sales lease back arrangement;
- (3) Catalog sales;

(4) Entering into any other transaction with the consumer that is designed to evade the applicability of this section.

10. The provisions of this section shall only apply to entities subject to the provisions of section 408.500 and this section.

408.510. Notwithstanding any other law to the contrary, the phrase “consumer installment loans” means secured or unsecured loans of any amount and payable in not less than four substantially equal installments over a period of not less than one hundred twenty days. The phrase “consumer installment lender” means a person licensed to make consumer installment loans. A consumer installment lender shall be licensed in the same manner and upon the same terms as a lender making consumer credit loans. Such consumer installment lenders shall contract for and receive interest and fees in accordance with sections 408.100, 408.140, and 408.170 **and shall be subject to all provisions of sections 408.100, 408.140, and 408.170.** Consumer installment lenders shall be subject to the provisions of sections 408.551 to 408.562.”; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

Senator Cunningham raised the point of order that **SA 1** is out of order as it goes beyond the scope of the original bill.

The point of order was referred to the President Pro Tem who took it under advisement, which placed **SB 524**, with **SA 1** and the point of order (pending), on the Informal Calendar.

Senator Romine moved that **SB 445**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 445**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 445

An Act to amend chapter 643, RSMo, by adding thereto one new section relating to sulfur dioxide ambient air quality monitoring.

Was taken up.

Senator Romine moved that **SCS** for **SB 445** be adopted.

Senator Romine offered **SA 1**:

## SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 445, Page 1, Section 643.650, Line 3, by striking the following: “in any county with a charter form of government”; and further amend line 4, by striking all of said line; and further amend line 5, by striking the following: “hundred fifty thousand inhabitants”; and

Further amend said bill and section, page 2, line 23, by striking the words “second phase”.

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

At the request of Senator Romine, **SB 445**, with **SCS**, as amended, was placed on the Informal Calendar.

Senator Cunningham moved that **SB 524**, with **SA 1** and the point of order (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

President Pro Tem Dempsey ruled the pending point of order well taken.

On motion of Senator Cunningham, **SB 524** was declared perfected and order printed.

Senator Kehoe moved that **SB 456**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 456**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 456

An Act to repeal sections 301.140, 301.190, and 407.581, RSMo, and to enact in lieu thereof three new sections relating to the ownership of motor vehicles.

Was taken up.

Senator Kehoe moved that **SCS** for **SB 456** be adopted.

Senator Kehoe offered **SA 1**:

## SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 456, Page 13, Section 301.213, Line 76, by inserting immediately after “claim.” the following: “**Such insurance company may apply for a salvage certificate of title or junking certificate pursuant to the provisions of subsection 3 of section 301.193 in order to transfer its interest in such vehicle.**”.

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

Senator Kehoe moved that **SCS** for **SB 456**, as amended, be adopted, which motion prevailed.

On motion of Senator Kehoe, **SCS** for **SB 456**, as amended, was declared perfected and ordered printed.

Senator Pearce assumed the Chair.

Senator Romine moved that **SB 445**, with **SCS**, as amended (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Romine moved that **SCS** for **SB 445**, as amended, be adopted, which motion prevailed.

On motion of Senator Romine, **SCS** for **SB 445**, as amended, was declared perfected and ordered printed.

Senator Schmitt moved that **SB 244** be taken up for perfection, which motion prevailed.

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

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 244, Page 2, Section 409.620, Line 4, by inserting after the word “taken” the following:

“**or not taken**”.

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

On motion of Senator Schmitt, **SB 244**, as amended, was declared perfected and ordered printed.

Senator Silvey moved that **SB 389**, be taken up for perfection, which motion prevailed.

Senator Silvey offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 389, Page 3, Section 34.040, Line 69, by inserting after all of said line the following:

“136.055. 1. Any person who is selected or appointed by the state director of revenue as provided in subsection 2 of this section to act as an agent of the department of revenue, whose duties shall be the processing of motor vehicle title and registration transactions and the collection of sales and use taxes when required under sections 144.070 and 144.440, and who receives no salary from the department of revenue, shall be authorized to collect from the party requiring such services additional fees as compensation in full and for all services rendered on the following basis:

(1) For each motor vehicle or trailer registration issued, renewed or transferred--three dollars and fifty cents and seven dollars for those licenses sold or biennially renewed pursuant to section 301.147;

(2) For each application or transfer of title--two dollars and fifty cents;

(3) For each instruction permit, nondriver license, chauffeur’s, operator’s or driver’s license issued for a period of three years or less--two dollars and fifty cents and five dollars for licenses or instruction permits issued or renewed for a period exceeding three years;

(4) For each notice of lien processed--two dollars and fifty cents;

(5) No notary fee or other fee or additional charge shall be paid or collected except for electronic telephone transmission reception--two dollars.

2. The director of revenue shall award fee office contracts under this section through a competitive bidding process. The competitive bidding process shall give priority to organizations and entities that are exempt from taxation under Section 501(c)(3) [or], 501(c)(6), or **501(c)(4)**, **except those civic organizations that would be considered action organizations under 26 C.F.R. Section 1.501(c)(3)-1(c)(3)**, of the Internal Revenue Code of 1986, as amended, **with special consideration given to those organizations and entities that reinvest a minimum of seventy-five percent of the net proceeds to charitable organizations in Missouri**, and political subdivisions, including but not limited to, municipalities, counties, and fire protection districts. The director of the department of revenue may promulgate rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subsection shall become effective only if it complies with and is subject to all of the provisions of chapter

536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

3. All fees collected by a tax-exempt organization may be retained and used by the organization.

4. All fees charged shall not exceed those in this section. The fees imposed by this section shall be collected by all permanent offices and all full-time or temporary offices maintained by the department of revenue.

5. Any person acting as agent of the department of revenue for the sale and issuance of registrations, licenses, and other documents related to motor vehicles shall have an insurable interest in all license plates, licenses, tabs, forms and other documents held on behalf of the department.

6. The fees authorized by this section shall not be collected by motor vehicle dealers acting as agents of the department of revenue under section 32.095 or those motor vehicle dealers authorized to collect and remit sales tax under subsection 8 of section 144.070.

7. Notwithstanding any other provision of law to the contrary, the state auditor may audit all records maintained and established by the fee office in the same manner as the auditor may audit any agency of the state, and the department shall ensure that this audit requirement is a necessary condition for the award of all fee office contracts. No confidential records shall be divulged in such a way to reveal personally identifiable information.”; and

Further amend the title and enacting clause accordingly.

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

Senator Kehoe assumed the Chair.

Senator LeVota offered **SA 2**:

#### SENATE AMENDMENT NO. 2

Amend Senate Bill No. 389, Page 3, Section 34.040, Line 69, by inserting after all of said line the following:

“Section B. Because of the need to ensure a fair bidding process for contract license offices, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title accordingly.

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

On motion of Senator Silvey, **SB 389**, as amended, was declared perfected and ordered printed.

#### 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 refuses to adopt **SCS** for **HCS** for **HB 2** and requests the Senate to recede from its position and failing

to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 4** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 5** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 6** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 7** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 8** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 9** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 10** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 11**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 12** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 13** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

### **PRIVILEGED MOTIONS**

Senator Schaefer requested unanimous consent of the Senate to be allowed to make one motion to send **SCS** for **HCS** for **HB 2**; **SCS** for **HCS** for **HB 3**; **SCS** for **HCS** for **HB 4**; **SCS** for **HCS** for **HB 5**; **SCS** for **HCS** for **HB 6**; **SCS** for **HCS** for **HB 7**; **SCS** for **HCS** for **HB 8**; **SCS** for **HCS** for **HB 9**; **SCS** for **HCS** for **HB 10**; **SCS** for **HCS** for **HB 11**, as amended; **SS** for **SCS** for **HCS** for **HB 12**; and **SCS** for **HCS** for **HB 13** to conference in one motion, which request was granted.

Senator Schaefer moved that the Senate refuse to recede from its position on **SCS** for **HCS** for **HB 2**; **SCS** for **HCS** for **HB 3**; **SCS** for **HCS** for **HB 4**; **SCS** for **HCS** for **HB 5**; **SCS** for **HCS** for **HB 6**; **SCS** for **HCS** for **HB 7**; **SCS** for **HCS** for **HB 8**; **SCS** for **HCS** for **HB 9**; **SCS** for **HCS** for **HB 10**; **SCS** for **HCS** for **HB 11**, as amended; **SS** for **SCS** for **HCS** for **HB 12**; and **SCS** for **HCS** for **HB 13** and grant the House a conference thereon, which motion prevailed.

### **CONFERENCE COMMITTEE APPOINTMENTS**

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 2**: Senators Schaefer, Pearce, Silvey, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 3**: Senators Schaefer, Pearce, Brown, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 4**: Senators Schaefer, Brown, Kehoe, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 5**: Senators Schaefer, Brown, Silvey, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 6**: Senators Schaefer, Parson, Brown, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like

committee from the House on **SCS** for **HCS** for **HB 7**: Senators Schaefer, Kehoe, Silvey, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 8**: Senators Schaefer, Brown, Silvey, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 9**: Senators Schaefer, Brown, Silvey, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 10**: Senators Schaefer, Brown, Silvey, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 11**, as amended: Senators Schaefer, Kehoe, Silvey, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SS** for **SCS** for **HCS** for **HB 12**: Senators Schaefer, Brown, Silvey, Curls and Walsh.

President Pro Tem Dempsey appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 13**: Senators Schaefer, Brown, Silvey, Curls and Walsh.

### **REFERRALS**

President Pro Tem Dempsey referred **HCR 18** and **HCR 26** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

### **HOUSE BILLS ON SECOND READING**

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

**HB 341**—Financial and Governmental Organizations and Elections.

**HB 675**—Transportation, Infrastructure and Public Safety.

**HB 279**—Jobs, Economic Development and Local Government.

**HCS** for **HJR 34**—Rules, Joint Rules, Resolutions and Ethics.

**HCS** for **HBs 517 & 754**—Ways and Means.

**HCS** for **HB 769**—Veterans' Affairs and Health.

**HCS** for **HB 478**—Education.

**HB 271**—Governmental Accountability and Fiscal Oversight.

**HCS** for **HB 499**—General Laws and Pensions.

**HCS for HB 587**—Financial and Governmental Organizations and Elections.

**HB 616**—Jobs, Economic Development and Local Government.

**HB 740**—Transportation, Infrastructure and Public Safety.

**HB 751**—Jobs, Economic Development and Local Government.

**HB 799**—Judiciary and Civil and Criminal Jurisprudence.

**HB 836**—Transportation, Infrastructure and Public Safety.

**HB 875**—Jobs, Economic Development and Local Government.

**HB 947**—Governmental Accountability and Fiscal Oversight.

**HB 979**—Financial and Governmental Organizations and Elections.

**HB 1001**—Commerce, Consumer Protection, Energy and the Environment.

**HB 1052**—Financial and Governmental Organizations and Elections.

**HB 1053**—Jobs, Economic Development and Local Government.

**HB 1098**—Financial and Governmental Organizations and Elections.

**HB 134**—Transportation, Infrastructure and Public Safety.

**HB 338**—Transportation, Infrastructure and Public Safety.

**HB 343**—Seniors, Families and Children.

**HB 567**—General Laws and Pensions.

**HB 808**—Veterans' Affairs and Health.

**HB 810**—Transportation, Infrastructure and Public Safety.

**HB 1010**—Small Business, Insurance and Industry.

**HB 869**—Transportation, Infrastructure and Public Safety.

**HB 1076**—General Laws and Pensions.

**HB 1116**—General Laws and Pensions.

**HB 501**—Seniors, Families and Children.

**HB 1119**—General Laws and Pensions.

**HB 1127**—Education.

**HB 1149**—Seniors, Families and Children.

### **INTRODUCTIONS OF GUESTS**

Senator Libla introduced to the Senate, teachers, parents, chaperones and students from Charleston, New Madrid County Central, Hayti, Caruthersville and South Pemiscot Schools

Senator Curls introduced to the Senate, Al Spiller, Los Angeles, California.

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

SENATE CALENDAR

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FORTY-NINTH DAY—THURSDAY, APRIL 9, 2015

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FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SCS for SBs 1, 22, 49 & 70-Pearce

(In Fiscal Oversight)

SCS for SB 56-Munzlinger

(In Fiscal Oversight)

SS for SB 201-Dixon (In Fiscal Oversight)

SB 203-Dixon (In Fiscal Oversight)

SCS for SB 210-Schaefer

SCS for SB 230-Romine

SS for SCS for SB 278-Schatz

SCS for SB 197-Brown

SB 20-Kraus

SENATE BILLS FOR PERFECTION

- |                               |                              |
|-------------------------------|------------------------------|
| 1. SB 155-Nasheed             | 16. SB 416-Wasson            |
| 2. SB 433-Dixon and Dempsey   | 17. SB 457-Sater             |
| 3. SB 328-Schupp, with SCS    | 18. SB 517-Wasson, with SCS  |
| 4. SB 540-Libla               | 19. SB 200-Dixon             |
| 5. SJR 12-Onder, with SCS     | 20. SB 91-Dixon, with SCS    |
| 6. SB 365-Schmitt             | 21. SB 112-Dixon, with SCS   |
| 7. SB 334-Nasheed             | 22. SB 321-Hegeman, with SCS |
| 8. SB 401-Schmitt and Richard | 23. SB 304-Keaveny, with SCS |
| 9. SB 339-Munzlinger          | 24. SB 141-Parson            |
| 10. SB 87-Emery, with SCS     | 25. SB 352-Schaefer          |
| 11. SB 53-Schaaf              | 26. SB 377-Schatz            |
| 12. SB 55-Munzlinger          | 27. SB 305-Onder             |
| 13. SB 500-Riddle             | 28. SB 369-Pearce            |
| 14. SB 469-Munzlinger         | 29. SB 435-Walsh             |
| 15. SB 400-Onder              | 30. SB 232-Kehoe, with SCS   |

HOUSE BILLS ON THIRD READING

HCS for HB 42, with SCS (Pearce)

HB 150-Fitzpatrick (Kehoe)

INFORMAL CALENDAR  
SENATE BILLS FOR PERFECTION

<p>SB 37-Romine, with SCS &amp; SA 1 (pending) SB 59-Dixon SB 80-Dixon, with SCS SB 142-Romine, with SCS &amp; SS#2 for SCS (pending) SB 159-Parson SB 167-Schaaf, with SCS SB 190-Curls, with SCS SB 199-Dixon, et al, with SCS SB 227-Emery, with SS (pending) SB 233-Kehoe, with SCS &amp; SA 2 (pending)</p>	<p>SB 302-Riddle, with SCS (pending) SBs 331 &amp; 21-Libla, with SCS &amp; SS for SCS (pending) SB 358-Kehoe SB 372-Keaveny, with SCS (pending) SB 386-Keaveny, with SS &amp; SA 1 (pending) SB 424-Pearce, with SA 1 (pending) SB 452-Schmitt, et al, with SA 1 &amp; point of order (pending) SB 475-Dempsey SJR 7-Richard and Wallingford</p>
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BILLS IN CONFERENCE AND BILLS  
CARRYING REQUEST MESSAGES

In Conference

<p>SS#2 for SCS for SB 24-Sater, with HCS, as amended HCS for HB 2, with SCS (Schaefer) HCS for HB 3, with SCS (Schaefer) HCS for HB 4, with SCS (Schaefer) HCS for HB 5, with SCS (Schaefer) HCS for HB 6, with SCS (Schaefer) HCS for HB 7, with SCS (Schaefer)</p>	<p>HCS for HB 8, with SCS (Schaefer) HCS for HB 9, with SCS (Schaefer) HCS for HB 10, with SCS (Schaefer) HCS for HB 11, with SCS, as amended (Schaefer) HCS for HB 12, with SS for SCS (Schaefer) HCS for HB 13, with SCS (Schaefer)</p>
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Requests to Recede or Grant Conference

SS#2 for SCS for SB 11-Richard, with HA 1,  
HA 2, as amended, HA 3, as amended & HA 4  
(Senate requests House recede or grant  
conference)

RESOLUTIONS

Reported from Committee

SCR 13-Curls

SCR 14-Schaefer

SCR 15-Riddle

SCR 17-Hegeman

SCR 20-Emery

SCRs 21, 19 & 23-Dixon, et al, with SCS

SCR 22-Schaefer

SCR 25-Munzlinger

SCR 26-Dempsey, with SCS

SCR 29-Onder

SCR 30-Kehoe, with SCS

SCR 31-Cunningham

SCR 32-Hegeman

HCR 15-Roden (Wieland)

HCR 21-Miller (Kehoe)

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