

Journal of the Senate

SECOND REGULAR SESSION

SECOND DAY—THURSDAY, JANUARY 7, 2016

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Keep your hearts with all diligence; for out of it are the issues of life.” (Proverbs 4:27)

Heavenly Father, as we conclude this short week we are ever mindful that we must keep our hearts firmly rooted in Your presence and be guided by faith in Your word. Help us pray daily so our lives are anchored in You and we live fully with those we love walking the path You have set for us. Watch our “going out and coming in” this day as we journey to be with those we love. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

Senator Kehoe announced photographers from Missourinet were given permission to take pictures in the Senate Chamber.

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

Present—Senators

| | | | | | | |
|-------------|-----------------|------------|---------|--------|------------|---------|
| Brown | Chappelle-Nadal | Cunningham | Curls | Dixon | Emery | Hegeman |
| Holsman | Keaveny | Kehoe | Kraus | Libla | Munzlinger | Nasheed |
| Onder | Parson | Pearce | Richard | Riddle | Romine | Sater |
| Schaaf | Schaefer | Schatz | Schmitt | Schupp | Sifton | Silvey |
| Wallingford | Wasson | Wieland—31 | | | | |

Absent—Senators—None

Absent with leave—Senator Walsh—1

Vacancies—2

The Lieutenant Governor was present.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 1182, regarding Janice Cragen, Troy, which was adopted.

Senator Richard offered Senate Resolution No. 1183, regarding the Missouri Cable Telecommunications Association, which was adopted.

Senator Wallingford offered Senate Resolution No. 1184, regarding Harold's Jewelry Store, Jackson, which was adopted.

Senator Wallingford offered Senate Resolution No. 1185, regarding the Perryville Machine Shop, Inc. (PMS), Jackson, which was adopted.

Senator Wallingford offered Senate Resolution No. 1186, regarding the United Land Title, LLC, Jackson, which was adopted.

Senator Cunningham offered Senate Resolution No. 1187, regarding Roy and Karen Jones, Gainesville, which was adopted.

Senator Richard moved that **SR 1181** be taken up for adoption, which motion prevailed.

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

SENATE AMENDMENT NO. 1

Amend Senate Resolution No. 1181, as it appears on Page 67 of the Senate Journal for Wednesday, January 6, 2016, Line 38 of said journal page, by striking the opening bracket “[” and the closing bracket “]” from said line; and further amend lines 38-39 of said journal page, by striking all of the underlined language from said lines; and

Further amend said resolution, page 68, line 2 of said journal page, by inserting immediately after “Senate.” the following: “**Beginning March 29, 2016, laptop computers may be used by Senators’ staff and senate staff at the staff table and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate.**”.

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

On motion of Senator Richard, **SR 1181**, as amended, was adopted by the following vote:

YEAS—Senators

| | | | | | | |
|---------|-----------------|-------------|------------|------------|----------|---------|
| Brown | Chappelle-Nadal | Cunningham | Dixon | Emery | Hegeman | Keaveny |
| Kehoe | Kraus | Libla | Munzlinger | Onder | Parson | Pearce |
| Richard | Riddle | Romine | Sater | Schaaf | Schaefer | Schatz |
| Schmitt | Silvey | Wallingford | Wasson | Wieland—26 | | |

NAYS—Senators

| | | | |
|---------|---------|--------|----------|
| Holsman | Nasheed | Schupp | Sifton—4 |
|---------|---------|--------|----------|

Absent—Senators—None

Absent with leave—Senators

| | |
|-------|---------|
| Curls | Walsh—2 |
|-------|---------|

Vacancies—2

CONCURRENT RESOLUTIONS

Senator Schaefer offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 53

Relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government.

Whereas, the Founders of our Constitution empowered state legislators to be guardians of liberty against future abuses of power by the federal government; and

Whereas, the federal government has created a crushing national debt through improper and imprudent spending; and

Whereas, the federal government has invaded the legitimate roles of the states through the manipulative process of federal mandates, most of which are unfunded to a great extent; and

Whereas, the federal government has ceased to live under a proper interpretation of the Constitution of the United States; and

Whereas, it is the solemn duty of the states to protect the liberty of our people - particularly for the generations to come - to propose amendments to the United States Constitution through a convention of states under Article V to place clear restraints on these and related abuses of power:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-eighth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby apply to Congress, under the provisions of Article V of the United States Constitution, for the calling of a convention of the states limited to proposing amendments to the United States Constitution that impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for its officials and members of Congress; and

Be It Further Resolved that this application constitutes a continuing application in accordance with Article V of the United States Constitution until the legislatures of at least two-thirds of the several states have made applications on the same subject; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, each member of the Missouri Congressional delegation, and the presiding officers of each of the legislative houses in the several states requesting their cooperation.

Read 1st time.

Senator Riddle assumed the Chair.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 869—By Schmitt.

An Act to repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to sheltered workshop property tax levies.

SB 870—By Kraus.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to an income tax deduction for dentists providing services to MO HealthNet participants.

SB 871—By Wallingford.

An Act to repeal sections 43.401, 70.210, 190.300, 190.307, 190.308, 190.328, 190.329, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, 650.320, 650.325, 650.330, and 650.340, RSMo, and to enact in lieu thereof twenty-one new sections relating to emergency communications service, with penalty provisions.

SB 872—By Munzlinger.

An Act to repeal section 105.030, RSMo, and to enact in lieu thereof one new section relating to vacancies in county elected offices.

SECOND READING OF SENATE BILLS

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

- SB 569**—Transportation, Infrastructure and Public Safety.
- SB 570**—Rules, Joint Rules, Resolutions and Ethics.
- SB 571**—Education.
- SB 572**—Jobs, Economic Development and Local Government.
- SB 573**—Jobs, Economic Development and Local Government.
- SB 574**—Ways and Means.
- SB 575**—Jobs, Economic Development and Local Government.
- SB 576**—Judiciary and Civil and Criminal Jurisprudence.
- SB 577**—Judiciary and Civil and Criminal Jurisprudence.
- SB 578**—Judiciary and Civil and Criminal Jurisprudence.
- SB 579**—Veterans' Affairs and Health.
- SB 580**—General Laws and Pensions.
- SB 581**—Veterans' Affairs and Health.
- SB 582**—Education.
- SB 583**—Education.
- SB 584**—Agriculture, Food Production and Outdoor Resources.
- SB 585**—Judiciary and Civil and Criminal Jurisprudence.
- SB 586**—Education.
- SB 587**—Rules, Joint Rules, Resolutions and Ethics.
- SB 588**—Judiciary and Civil and Criminal Jurisprudence.
- SB 589**—Transportation, Infrastructure and Public Safety.
- SB 590**—Judiciary and Civil and Criminal Jurisprudence.
- SB 591**—Small Business, Insurance and Industry.
- SB 592**—Education.
- SB 593**—Governmental Accountability and Fiscal Oversight.
- SB 594**—Financial and Governmental Organizations and Elections.
- SB 595**—Commerce, Consumer Protection, Energy and the Environment.
- SB 596**—Ways and Means.

SB 597—Financial and Governmental Organizations and Elections.

SB 598—Small Business, Insurance and Industry.

SB 599—Small Business, Insurance and Industry.

SB 600—Commerce, Consumer Protection, Energy and the Environment.

SB 601—Small Business, Insurance and Industry.

SB 602—Jobs, Economic Development and Local Government.

SB 603—Judiciary and Civil and Criminal Jurisprudence.

SB 604—Judiciary and Civil and Criminal Jurisprudence.

SB 605—Jobs, Economic Development and Local Government.

SB 606—Small Business, Insurance and Industry.

SB 607—Seniors, Families and Children.

SB 608—Veterans' Affairs and Health.

SB 609—Education.

SB 610—Education.

SB 611—Judiciary and Civil and Criminal Jurisprudence.

SB 612—General Laws and Pensions.

SB 613—Small Business, Insurance and Industry.

SB 614—Transportation, Infrastructure and Public Safety.

SB 615—Jobs, Economic Development and Local Government.

SB 616—Transportation, Infrastructure and Public Safety.

SB 617—Agriculture, Food Production and Outdoor Resources.

SB 618—Judiciary and Civil and Criminal Jurisprudence.

SB 619—Seniors, Families and Children.

SB 620—Education.

SB 621—Veterans' Affairs and Health.

SB 622—Ways and Means.

SB 623—Transportation, Infrastructure and Public Safety.

SB 624—Financial and Governmental Organizations and Elections.

SB 625—Transportation, Infrastructure and Public Safety.

SB 626—Education.

SB 627—Education.

SB 628—Transportation, Infrastructure and Public Safety.

SB 629—Commerce, Consumer Protection, Energy and the Environment.

SB 630—Commerce, Consumer Protection, Energy and the Environment.

SB 631—Commerce, Consumer Protection, Energy and the Environment.

SB 632—Rules, Joint Rules, Resolutions and Ethics.

SB 633—Education.

SB 634—Ways and Means.

SB 635—Veterans' Affairs and Health.

SB 636—Financial and Governmental Organizations and Elections.

SB 637—Financial and Governmental Organizations and Elections.

SB 638—Education.

SB 639—General Laws and Pensions.

SB 640—Transportation, Infrastructure and Public Safety.

SB 641—Ways and Means.

SB 642—Ways and Means.

SB 643—Rules, Joint Rules, Resolutions and Ethics.

SB 644—Seniors, Families and Children.

SB 645—Transportation, Infrastructure and Public Safety.

SB 646—Education.

SB 647—Financial and Governmental Organizations and Elections.

SB 648—Veterans' Affairs and Health.

SB 649—Education.

SB 650—Education.

SB 651—Education.

SB 652—Governmental Accountability and Fiscal Oversight.

SB 653—Progress and Development.

SB 654—Veterans' Affairs and Health.

SB 655—Agriculture, Food Production and Outdoor Resources.

SB 656—Transportation, Infrastructure and Public Safety.

SB 657—Agriculture, Food Production and Outdoor Resources.

SB 658—Jobs, Economic Development and Local Government.

SB 659—Transportation, Infrastructure and Public Safety.

SB 660—Financial and Governmental Organizations and Elections.

SJR 16—Rules, Joint Rules, Resolutions and Ethics.

SJR 17—Governmental Accountability and Fiscal Oversight.

SJR 18—Transportation, Infrastructure and Public Safety.

SJR 19—Agriculture, Food Production and Outdoor Resources.

SJR 20—Financial and Governmental Organizations and Elections.

SJR 21—Jobs, Economic Development and Local Government.

SJR 22—Jobs, Economic Development and Local Government.

SJR 23—Financial and Governmental Organizations and Elections.

SJR 24—Judiciary and Civil and Criminal Jurisprudence.

SJR 25—Ways and Means.

REFERRALS

President Pro Tem Richard referred **SCR 42**, **SCR 43** and **SCR 47** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolutions were read the 2nd time and referred to the Committees indicted:

SCR 44—Rules, Joint Rules, Resolutions and Ethics.

SCR 45—Rules, Joint Rules, Resolutions and Ethics.

SCR 46—Rules, Joint Rules, Resolutions and Ethics.

SCR 48—Rules, Joint Rules, Resolutions and Ethics.

SCR 49—Rules, Joint Rules, Resolutions and Ethics.

SCR 50—Rules, Joint Rules, Resolutions and Ethics.

SCR 51—Rules, Joint Rules, Resolutions and Ethics.

SCR 52—Rules, Joint Rules, Resolutions and Ethics.

INTRODUCTIONS OF GUESTS

Senator Kehoe introduced to the Senate, Kent and Ian Gaines, Florida; and Noah and Eli Nicklas, Jefferson City.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, January 11, 2016.

SENATE CALENDAR

THIRD DAY—MONDAY, JANUARY 11, 2016

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

| | |
|--------------------------|------------------------|
| SB 661-Dixon | SB 694-Holsman |
| SB 662-Dixon | SB 695-Sifton |
| SB 663-Dixon | SB 696-Sifton |
| SB 664-Parson | SB 697-Sifton |
| SB 665-Parson | SB 698-Hegeman |
| SB 666-Parson | SB 699-Hegeman |
| SB 667-Brown | SB 700-Schatz |
| SB 668-Brown | SB 701-Schatz |
| SB 669-Brown and Richard | SB 702-Munzlinger |
| SB 670-Chappelle-Nadal | SB 703-Munzlinger |
| SB 671-Chappelle-Nadal | SB 704-Munzlinger |
| SB 672-Chappelle-Nadal | SB 705-Dixon |
| SB 673-Curls | SB 706-Dixon |
| SB 674-Curls | SB 707-Dixon |
| SB 675-Curls | SB 708-Parson |
| SB 676-Sater | SB 709-Parson |
| SB 677-Sater | SB 710-Parson |
| SB 678-Emery | SB 711-Brown |
| SB 679-Emery | SB 712-Chappelle-Nadal |
| SB 680-Emery | SB 713-Chappelle-Nadal |
| SB 681-Cunningham | SB 714-Chappelle-Nadal |
| SB 682-Cunningham | SB 715-Curls |
| SB 683-Cunningham | SB 716-Curls |
| SB 684-Wallingford | SB 717-Curls |
| SB 685-Wallingford | SB 718-Emery |
| SB 686-Wallingford | SB 719-Emery |
| SB 687-Romine | SB 720-Emery |
| SB 688-Romine | SB 721-Romine |
| SB 689-Romine | SB 722-Romine |
| SB 690-Nasheed | SB 723-Romine |
| SB 691-Nasheed | SB 724-Nasheed |
| SB 692-Nasheed | SB 725-Nasheed |
| SB 693-Holsman | SB 726-Nasheed |

| | |
|-------------------------|---------------------------|
| SB 727-Sifton | SB 775-Schaefer |
| SB 728-Sifton | SB 776-Schaaf |
| SB 729-Sifton | SB 777-Munzlinger |
| SB 730-Munzlinger | SB 778-Wallingford |
| SB 731-Munzlinger | SB 779-Wieland |
| SB 732-Munzlinger | SB 780-Wieland |
| SB 733-Dixon | SB 781-Schatz |
| SB 734-Dixon | SB 782-Onder |
| SB 735-Dixon | SB 783-Onder |
| SB 736-Parson | SB 784-Onder |
| SB 737-Parson | SB 785-Schaefer |
| SB 738-Parson | SB 786-Kraus |
| SB 739-Chappelle-Nadal | SB 787-Kraus |
| SB 740-Chappelle-Nadal | SB 788-Schatz |
| SB 741-Chappelle-Nadal | SB 789-Wasson |
| SB 742-Curls | SB 790-Parson |
| SB 743-Curls | SB 791-Parson |
| SB 744-Curls | SB 792-Richard |
| SB 745-Romine | SB 793-Richard |
| SB 746-Romine and Kehoe | SB 794-Wallingford |
| SB 747-Nasheed | SB 795-Wallingford |
| SB 748-Nasheed | SB 796-Romine |
| SB 749-Sifton | SB 797-Pearce |
| SB 750-Sifton | SB 798-Kraus |
| SB 751-Sifton | SB 799-Kraus |
| SB 752-Munzlinger | SB 800-Sater, et al |
| SB 753-Dixon | SB 801-Sater |
| SB 755-Chappelle-Nadal | SB 802-Sater |
| SB 756-Chappelle-Nadal | SB 803-Sifton |
| SB 757-Chappelle-Nadal | SB 804-Onder |
| SB 758-Chappelle-Nadal | SB 805-Onder |
| SB 759-Chappelle-Nadal | SB 806-Onder |
| SB 760-Chappelle-Nadal | SB 807-Schupp |
| SB 761-Chappelle-Nadal | SB 808-Schupp |
| SB 762-Chappelle-Nadal | SB 809-Sifton |
| SB 763-Chappelle-Nadal | SB 810-Schmitt |
| SB 764-Chappelle-Nadal | SB 811-Kraus |
| SB 765-Schmitt | SB 812-Keaveny |
| SB 766-Schmitt | SB 813-Brown |
| SB 767-Schmitt | SB 814-Wallingford, et al |
| SB 768-Schaaf | SB 815-Schmitt |
| SB 769-Munzlinger | SB 816-Wieland and Walsh |
| SB 771-Onder | SB 817-Wieland |
| SB 772-Onder | SB 818-Schatz and Riddle |
| SB 773-Onder | SB 819-Schupp |
| SB 774-Schmitt | SB 820-Schupp |

| | |
|--------------------------|------------------------|
| SB 821-Schupp | SB 852-Brown |
| SB 822-Keaveny | SB 853-Brown |
| SB 823-Kraus | SB 854-Brown |
| SB 824-Schatz | SB 855-Pearce |
| SB 825-Munzlinger | SB 856-Silvey |
| SB 826-Wallingford | SB 857-Romine |
| SB 827-Sifton | SB 858-Romine |
| SB 828-Sifton | SB 859-Munzlinger |
| SB 829-Wasson | SB 860-Riddle |
| SB 830-Wasson | SB 861-Wieland |
| SB 831-Wasson | SB 862-Wieland |
| SB 832-Wallingford | SB 863-Wieland |
| SB 833-Nasheed | SB 864-Sater |
| SB 834-Sifton | SB 865-Sater |
| SB 835-Wasson | SB 866-Sater |
| SB 836-Wasson | SB 867-Sater |
| SB 837-Schmitt | SB 868-Wasson |
| SB 838-Silvey and Walsh | SB 869-Schmitt |
| SB 839-Wallingford | SB 870-Kraus |
| SB 840-Keaveny | SB 871-Wallingford |
| SB 841-Keaveny | SB 872-Munzlinger |
| SB 842-Keaveny | SJR 26-Silvey |
| SB 843-Schaaf | SJR 27-Holsman |
| SB 844-Parson | SJR 28-Holsman |
| SB 845-Parson | SJR 29-Holsman |
| SB 846-Parson | SJR 30-Hegeman |
| SB 847-Emery and Richard | SJR 31-Chappelle-Nadal |
| SB 848-Emery | SJR 32-Schmitt |
| SB 849-Onder and Kehoe | SJR 33-Schmitt |
| SB 850-Schupp | SJR 34-Schaaf |
| SB 851-Brown | |

INFORMAL CALENDAR

RESOLUTIONS

HCR 55-Cierpiot (Kehoe)

HCR 56-Cierpiot (Kehoe)

To be Referred

SCR 53-Schaefer

✓