

# Journal of the Senate

SECOND REGULAR SESSION

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THIRD DAY—MONDAY, JANUARY 11, 2016

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The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“There are, in every age, new errors to be rectified, and new prejudices to be opposed.” (Samuel Johnson, 1751)

Heavenly Father, as we begin a new week and move into this new session, we ask that we may see past errors and ask Your help to keep us from remaking mistakes, as in the past, as we move forward into this year. We also pray You help us do what we can to improve our efforts to do Your will and find ways that our work here pays benefits in helping others live productive lives. 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 for Thursday, January 7, 2016, was read and approved.

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     | Sifton  | Silvey | Wallingford | Walsh   |

Wieland—29

Absent—Senators—None

Absent with leave—Senators

Schmitt            Schupp            Wasson—3

Vacancies—2

The Lieutenant Governor was present.

**RESOLUTIONS**

Senator Schatz offered Senate Resolution No. 1188, regarding the Missouri Pathfinders, Union, which was adopted.

Senator Schatz offered Senate Resolution No. 1189, regarding Bill McKinley, Union, which was adopted.

Senator Richard offered Senate Resolution No. 1190, regarding Sue Vandergriff, Carthage, which was adopted.

Senator Kraus offered Senate Resolution No. 1191, regarding the Seventy-fifth Wedding Anniversary of Ed and Ila Tenny, Lee's Summit, which was adopted.

Senator Hegeman offered Senate Resolution No. 1192, regarding the Fiftieth Wedding Anniversary of Forrest and Ruth Wake, Pickering, which was adopted.

Senator Hegeman offered Senate Resolution No. 1193, regarding the Seventieth Wedding Anniversary of Harry and Helen Danks, Galt, which was adopted.

Senator Hegeman offered Senate Resolution No. 1194, regarding the Sixty-fifth Wedding Anniversary of Everett and Violet Steinhoff, Trenton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1195, regarding the Sixtieth Wedding Anniversary of Lester and Marjorie Roush, Pickering, which was adopted.

Senator Walsh offered Senate Resolution No. 1196, regarding Eagle Scout Jared Isaiah Edwards, Florissant, which was adopted.

Senator Parson offered Senate Resolution No. 1197, regarding the Fiftieth Wedding Anniversary of Freman and Connie Elam, Laclede, which was adopted.

Senator Parson offered Senate Resolution No. 1198, regarding Eagle Scout Brennon Lee Chambers, Saint Joseph, which was adopted.

Senator Riddle offered Senate Resolution No. 1199, regarding Pat Kirby, which was adopted.

Senator Sifton offered Senate Resolution No. 1200, regarding Eagle Scout Christopher Dale Givens, Oakville, which was adopted.

Senator Dixon offered Senate Resolution No. 1201, regarding the Springfield Branch of the National Association for the Advancement of Colored People (NAACP), which was adopted.

Senator Libla offered Senate Resolution No. 1202, regarding Kennett High School, Dunklin, which was adopted.

Senator Brown offered Senate Resolution No. 1203, regarding Reverend Dr. Michael Dowdy, Rolla, which was adopted.

Senator Riddle offered Senate Resolution No. 1204, regarding Kay Knipp, which was adopted.

Senator Riddle offered Senate Resolution No. 1205, regarding Mike Lichtenberg, Montgomery, which was adopted.

Senator Riddle offered Senate Resolution No. 1206, regarding Sherra Deimeke, which was adopted.

Senator Cunningham offered Senate Resolution No. 1207, regarding Steve Ary, West Plains, which was adopted.

Senator Parson offered Senate Resolution No. 1208, regarding the 2015 Class 1 State Champion Hermitage High School Boys Cross County Hornets, which was adopted.

Senator Parson offered Senate Resolution No. 1209, regarding the Fiftieth Wedding Anniversary of James and Cynthia Walker, Brighton, which was adopted.

Senator Sater offered Senate Resolution No. 1210, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Robert Hiebert, which was adopted.

Senator Sater offered Senate Resolution No. 1211, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. John Newman, Exeter, which was adopted.

### CONCURRENT RESOLUTIONS

Senator Walsh offered the following concurrent resolution:

#### SENATE CONCURRENT RESOLUTION NO. 54

Whereas, meningococcal disease is any infection caused by the bacterium *Neisseria meningitidis*, or meningococcus. Although one in ten people are carriers for this bacteria with no signs or symptoms of disease, sometimes *Neisseria meningitidis* bacteria can cause illness; and

Whereas, meningococcal disease is spread from person to person through the exchange of bacteria through respiratory and throat secretion during close or lengthy contact; and

Whereas, in the United States, there are approximately 1,000 to 1,200 cases of meningococcal disease that occur each year; and

Whereas, ten to fifteen percent of infected individuals will die, while eleven to nineteen percent of those who live will suffer from serious morbidity, including loss of limbs and impacts to the nervous system; and

Whereas, infants under one year of age, as well as young adults between the ages of sixteen and twenty-one, are most commonly impacted by this disease; and

Whereas, there are different strains or serogroups of *Neisseria meningitidis*, with serogroups B, C, and Y accounting for most meningococcal disease in the United States; and

Whereas, there have been several recent outbreaks of serogroup B meningococcal disease on college campuses, with some cases resulting in death; and

Whereas, vaccines are available to prevent meningococcal disease, and different vaccines provide coverage against certain specific serogroups of the disease; and

Whereas, while there are vaccines that help provide protection against all three serogroups (B, C, and Y) commonly seen in the United States, only vaccination for serogroups A, C, W, and Y is routinely recommended by the Centers for Disease Control and Prevention; and

Whereas, the Centers for Disease Control and Prevention's Advisory Committee on Immunization Practices recommends that decisions to vaccinate adolescents and young adults sixteen through twenty-three years of age against serogroup B meningococcal disease should be made at the individual level with health care providers; and

Whereas, it is critical that students, parents, educators, and health care providers understand the dangers of meningitis B and are aware that a vaccine is available to prevent disease resulting from this serogroup:

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, urge the Missouri Department of Higher Education and the Missouri Department of Health and Senior Services to encourage all public and private high schools, colleges, and universities in Missouri to provide to all students, parents, and guardians about meningococcal disease information explaining the different disease serogroups, symptoms, risks, and treatment options; and

Be It Further Resolved that such information should also include a notice of availability, benefits, risks, and limitations of all meningococcal vaccines receiving a recommendation from the Advisory Committee on Immunization Practices, including Category A and Category B recommendations, with specific information as to those persons at higher risk for the disease; and

Be It Further Resolved that each public and private high school, college, and university in Missouri is urged to recommend that current and entering students receive meningococcal vaccines in accordance with current Advisory Committee on Immunization Practices guidelines; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Director of the Missouri Department of Higher Education and the Missouri Department of Health and Senior Services.

### **INTRODUCTION OF BILLS**

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

**SB 873**—By Pearce.

An Act to repeal section 173.670, RSMo, and to enact in lieu thereof three new sections relating to the science, technology, engineering and mathematics fund.

**SB 874**—By Pearce.

An Act to repeal sections 49.098 and 262.590, RSMo, and to enact in lieu thereof two new sections relating to university of Missouri extension councils.

**SB 875**—By Schaefer.

An Act to repeal sections 338.056, 338.059, and 338.100, RSMo, and to enact in lieu thereof four new sections relating to interchangeable biological products.

**SB 876**—By Schatz.

An Act to repeal section 287.780, RSMo, and to enact in lieu thereof one new section relating to workers' compensation.

**SB 877**—By Schatz.

An Act to repeal section 288.032, RSMo, and to enact in lieu thereof twelve new sections relating to professional employer organizations.

**SB 878**—By Brown.

An Act to repeal sections 262.960, 262.962, and 348.407, RSMo, and to enact in lieu thereof three new sections relating to the farm-to-table program, with a delayed effective date.

**SB 879**—By Brown.

An Act to repeal section 620.2005, RSMo, and to enact in lieu thereof two new sections relating to the Missouri works program.

**SB 880**—By Brown.

An Act to repeal section 253.080 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session, and section 253.080 as enacted by senate bill no. 1015, ninety-first general

assembly, second regular session, RSMo, and to enact in lieu thereof one new section relating to awarding of contracts to operate public concessions within a state park.

**SB 881**—By Brown.

An Act to amend chapter 217, RSMo, by adding thereto one new section relating to compensation for certain employees of the department of corrections.

**SB 882**—By Romine.

An Act to amend chapter 436, RSMo, by adding thereto eleven new sections relating to consumer legal funding, with penalty provisions.

**SB 883**—By Riddle.

An Act to amend chapter 188, RSMo, by adding thereto one new section relating to out of state abortion referrals.

**SB 884**—By Munzlinger.

An Act to repeal section 414.082, RSMo, and to enact in lieu thereof one new section relating to the per barrel fee for the inspection of certain motor fuels.

**SB 885**—By Munzlinger.

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to tax incentives for investments in rural businesses.

**SB 886**—By Walsh.

An Act to repeal section 565.225 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session and section 565.225 as enacted by senate bills nos. 818 & 795, ninety-fourth general assembly, second regular session, RSMo, and to enact in lieu thereof one new section relating to the address confidentiality program, with penalty provisions.

**SB 887**—By Walsh.

An Act to amend chapter 194, RSMo, by adding thereto one new section relating to a health care directives registry.

**SB 888**—By Walsh.

An Act to repeal sections 589.660 and 589.663, RSMo, and to enact in lieu thereof two new sections relating to the address confidentiality program administered by the secretary of state.

**SB 889**—By Onder.

An Act to repeal sections 34.209, 34.212, and 34.216, RSMo, and to enact in lieu thereof two new sections relating to public contracts.

**SB 890**—By Emery.

An Act to amend chapter 577, RSMo, by adding thereto one new section relating to victim impact programs for persons found guilty of driving while intoxicated.

**SJR 35**—By Kraus.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property taxation.

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

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

**SB 661**—Judiciary and Civil and Criminal Jurisprudence.

**SB 662**—Rules, Joint Rules, Resolutions and Ethics.

**SB 663**—Judiciary and Civil and Criminal Jurisprudence.

**SB 664**—Agriculture, Food Production and Outdoor Resources.

**SB 665**—Agriculture, Food Production and Outdoor Resources.

**SB 666**—Rules, Joint Rules, Resolutions and Ethics.

**SB 667**—Small Business, Insurance and Industry.

**SB 668**—Small Business, Insurance and Industry.

**SB 669**—Commerce, Consumer Protection, Energy and the Environment.

**SB 670**—Seniors, Families and Children.

**SB 671**—Judiciary and Civil and Criminal Jurisprudence.

**SB 672**—Education.

**SB 673**—Jobs, Economic Development and Local Government.

**SB 674**—Judiciary and Civil and Criminal Jurisprudence.

**SB 675**—Financial and Governmental Organizations and Elections.

**SB 676**—Jobs, Economic Development and Local Government.

**SB 677**—Veterans' Affairs and Health.

**SB 678**—Transportation, Infrastructure and Public Safety.

**SB 679**—Financial and Governmental Organizations and Elections.

**SB 680**—General Laws and Pensions.

**SB 681**—Judiciary and Civil and Criminal Jurisprudence.

**SB 682**—Governmental Accountability and Fiscal Oversight.

**SB 683**—Ways and Means.

**SB 684**—Judiciary and Civil and Criminal Jurisprudence.

**SB 685**—Judiciary and Civil and Criminal Jurisprudence.

**SB 686**—Jobs, Economic Development and Local Government.

**SB 687**—Commerce, Consumer Protection, Energy and the Environment.

**SB 688**—General Laws and Pensions.

**SB 689**—Judiciary and Civil and Criminal Jurisprudence.

**SB 690**—Jobs, Economic Development and Local Government.

**SB 691**—Transportation, Infrastructure and Public Safety.

**SB 692**—Jobs, Economic Development and Local Government.

**SB 693**—Small Business, Insurance and Industry.

**SB 694**—Transportation, Infrastructure and Public Safety.

**SB 695**—Small Business, Insurance and Industry.

**SB 696**—Judiciary and Civil and Criminal Jurisprudence.

**SB 697**—Education.

**SB 698**—Financial and Governmental Organizations and Elections.

**SB 699**—Jobs, Economic Development and Local Government.

**SB 700**—Small Business, Insurance and Industry.

**SB 701**—Financial and Governmental Organizations and Elections.

**SB 702**—Small Business, Insurance and Industry.

**SB 703**—Agriculture, Food Production and Outdoor Resources.

**SB 704**—Governmental Accountability and Fiscal Oversight.

**SB 705**—Judiciary and Civil and Criminal Jurisprudence.

**SB 706**—Ways and Means.

**SB 707**—Judiciary and Civil and Criminal Jurisprudence.

**SB 708**—Transportation, Infrastructure and Public Safety.

**SB 709**—Jobs, Economic Development and Local Government.

**SB 710**—Small Business, Insurance and Industry.

**SB 711**—Education.

**SB 712**—Education.

**SB 713**—Education.

**SB 714**—Education.

**SB 715**—Judiciary and Civil and Criminal Jurisprudence.

- SB 716**—Judiciary and Civil and Criminal Jurisprudence.
- SB 717**—Judiciary and Civil and Criminal Jurisprudence.
- SB 718**—Judiciary and Civil and Criminal Jurisprudence.
- SB 719**—Education.
- SB 720**—Education.
- SB 721**—Agriculture, Food Production and Outdoor Resources.
- SB 722**—Governmental Accountability and Fiscal Oversight.
- SB 723**—Commerce, Consumer Protection, Energy and the Environment.
- SB 724**—Small Business, Insurance and Industry.
- SB 725**—Small Business, Insurance and Industry.
- SB 726**—Judiciary and Civil and Criminal Jurisprudence.
- SB 727**—Education.
- SB 728**—Education.
- SB 729**—Judiciary and Civil and Criminal Jurisprudence.
- SB 730**—Financial and Governmental Organizations and Elections.
- SB 731**—Transportation, Infrastructure and Public Safety.
- SB 732**—Transportation, Infrastructure and Public Safety.
- SB 733**—Judiciary and Civil and Criminal Jurisprudence.
- SB 734**—Judiciary and Civil and Criminal Jurisprudence.
- SB 735**—Judiciary and Civil and Criminal Jurisprudence.
- SB 736**—Small Business, Insurance and Industry.
- SB 737**—Financial and Governmental Organizations and Elections.
- SB 738**—Ways and Means.
- SB 739**—Transportation, Infrastructure and Public Safety.
- SB 740**—Transportation, Infrastructure and Public Safety.
- SB 741**—Judiciary and Civil and Criminal Jurisprudence.
- SB 742**—Judiciary and Civil and Criminal Jurisprudence.
- SB 743**—Judiciary and Civil and Criminal Jurisprudence.
- SB 744**—Jobs, Economic Development and Local Government.
- SB 745**—Small Business, Insurance and Industry.

- SB 746**—Small Business, Insurance and Industry.
- SB 747**—Education.
- SB 748**—Education.
- SB 749**—Financial and Governmental Organizations and Elections.
- SB 750**—Financial and Governmental Organizations and Elections.
- SB 751**—Commerce, Consumer Protection, Energy and the Environment.
- SB 752**—Financial and Governmental Organizations and Elections.
- SB 753**—Ways and Means.
- SB 755**—Financial and Governmental Organizations and Elections.
- SB 756**—Rules, Joint Rules, Resolutions and Ethics.
- SB 757**—Financial and Governmental Organizations and Elections.
- SB 758**—Judiciary and Civil and Criminal Jurisprudence.
- SB 759**—Judiciary and Civil and Criminal Jurisprudence.
- SB 760**—Governmental Accountability and Fiscal Oversight.
- SB 761**—Judiciary and Civil and Criminal Jurisprudence.
- SB 762**—Judiciary and Civil and Criminal Jurisprudence.
- SB 763**—Transportation, Infrastructure and Public Safety.
- SB 764**—Education.
- SB 765**—Jobs, Economic Development and Local Government.

#### **RE-REFERRALS**

President Pro Tem Richard re-referred **SB 575** to the Committee on Ways and Means.

#### **REFERRALS**

President Pro Tem Richard referred **SCR 53** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

Senator Riddle assumed the Chair.

#### **INTRODUCTIONS OF GUESTS**

Senator Riddle introduced to the Senate, Rachael Palmer, Ste. Genevieve.

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

## SENATE CALENDAR

FOURTH DAY—TUESDAY, JANUARY 12, 2016

## FORMAL CALENDAR

## SECOND READING OF SENATE BILLS

|                    |                           |
|--------------------|---------------------------|
| SB 766-Schmitt     | SB 793-Richard            |
| SB 767-Schmitt     | SB 794-Wallingford        |
| SB 768-Schaaf      | SB 795-Wallingford        |
| SB 769-Munzlinger  | SB 796-Romine             |
| SB 771-Onder       | SB 797-Pearce             |
| SB 772-Onder       | SB 798-Kraus              |
| SB 773-Onder       | SB 799-Kraus              |
| SB 774-Schmitt     | SB 800-Sater, et al       |
| SB 775-Schaefer    | SB 801-Sater              |
| SB 776-Schaaf      | SB 802-Sater              |
| SB 777-Munzlinger  | SB 803-Sifton             |
| SB 778-Wallingford | SB 804-Onder              |
| SB 779-Wieland     | SB 805-Onder              |
| SB 780-Wieland     | SB 806-Onder              |
| SB 781-Schatz      | SB 807-Schupp             |
| SB 782-Onder       | SB 808-Schupp             |
| SB 783-Onder       | SB 809-Sifton             |
| SB 784-Onder       | SB 810-Schmitt            |
| SB 785-Schaefer    | SB 811-Kraus              |
| SB 786-Kraus       | SB 812-Keaveny            |
| SB 787-Kraus       | SB 813-Brown              |
| SB 788-Schatz      | SB 814-Wallingford, et al |
| SB 789-Wasson      | SB 815-Schmitt            |
| SB 790-Parson      | SB 816-Wieland and Walsh  |
| SB 791-Parson      | SB 817-Wieland            |
| SB 792-Richard     | SB 818-Schatz and Riddle  |

|                          |                    |
|--------------------------|--------------------|
| SB 819-Schupp            | SB 855-Pearce      |
| SB 820-Schupp            | SB 856-Silvey      |
| SB 821-Schupp            | SB 857-Romine      |
| SB 822-Keaveny           | SB 858-Romine      |
| SB 823-Kraus             | SB 859-Munzlinger  |
| SB 824-Schatz            | SB 860-Riddle      |
| SB 825-Munzlinger        | SB 861-Wieland     |
| SB 826-Wallingford       | SB 862-Wieland     |
| SB 827-Sifton            | SB 863-Wieland     |
| SB 828-Sifton            | SB 864-Sater       |
| SB 829-Wasson            | SB 865-Sater       |
| SB 830-Wasson            | SB 866-Sater       |
| SB 831-Wasson            | SB 867-Sater       |
| SB 832-Wallingford       | SB 868-Wasson      |
| SB 833-Nasheed           | SB 869-Schmitt     |
| SB 834-Sifton            | SB 870-Kraus       |
| SB 835-Wasson            | SB 871-Wallingford |
| SB 836-Wasson            | SB 872-Munzlinger  |
| SB 837-Schmitt           | SB 873-Pearce      |
| SB 838-Silvey and Walsh  | SB 874-Pearce      |
| SB 839-Wallingford       | SB 875-Schaefer    |
| SB 840-Keaveny           | SB 876-Schatz      |
| SB 841-Keaveny           | SB 877-Schatz      |
| SB 842-Keaveny           | SB 878-Brown       |
| SB 843-Schaaf            | SB 879-Brown       |
| SB 844-Parson            | SB 880-Brown       |
| SB 845-Parson            | SB 881-Brown       |
| SB 846-Parson            | SB 882-Romine      |
| SB 847-Emery and Richard | SB 883-Riddle      |
| SB 848-Emery             | SB 884-Munzlinger  |
| SB 849-Onder and Kehoe   | SB 885-Munzlinger  |
| SB 850-Schupp            | SB 886-Walsh       |
| SB 851-Brown             | SB 887-Walsh       |
| SB 852-Brown             | SB 888-Walsh       |
| SB 853-Brown             | SB 889-Onder       |
| SB 854-Brown             | SB 890-Emery       |

SJR 26-Silvey

SJR 27-Holsman

SJR 28-Holsman

SJR 29-Holsman

SJR 30-Hegeman

SJR 31-Chappelle-Nadal

SJR 32-Schmitt

SJR 33-Schmitt

SJR 34-Schaaf

SJR 35-Kraus

INFORMAL CALENDAR

RESOLUTIONS

HCR 55-Cierpiot (Kehoe)

HCR 56-Cierpiot (Kehoe)

To be Referred

SCR 54-Walsh

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