

Journal of the Senate

SECOND REGULAR SESSION

FORTY-SEVENTH DAY—WEDNESDAY, APRIL 6, 2016

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Be merciful to me, O God, be merciful to me, for in You my soul takes refuge;..” (Psalm 57:1a)

Almighty God, King of the universe, You are the strength of those who believe in You and You are the hope of those who live in pain and grief. You have given to us the opportunity of new life and joyful and generous hearts. So You are worthy of our praise and worship which we are grateful to give. 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 The Missouri Times 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	Walsh	Wasson	Wieland—32			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schaefer offered Senate Resolution No. 1873, regarding Eagle Scout Alex Harris Geyer, Columbia, which was adopted.

Senator Emery offered Senate Resolution No. 1874, regarding Patrick Hemmingsen, Kansas City, which was adopted.

Senator Emery offered Senate Resolution No. 1875, regarding Aurora Rivera, Lee's Summit, which was adopted.

Senator Holsman offered Senate Resolution No. 1876, regarding Zach Thornhill, Lee's Summit, which was adopted.

Senator Holsman offered Senate Resolution No. 1877, regarding Eagle Scout Anthony Eugene Ball, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1878, regarding Eagle Scout Walden Alexander Thurn, Kansas City, which was adopted.

Senator Holsman offered Senate Resolution No. 1879, regarding Eagle Scout Robert Donovan Riley, Kansas City, which was adopted.

Senator Parson offered Senate Resolution No. 1880, regarding the Fiftieth Wedding Anniversary of Roland and Wanda Kerksiek, Cole Camp, which was adopted.

Senator Parson offered Senate Resolution No. 1881, regarding Eagle Scout Isaiah VanBuren Kahler, Warsaw, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Dixon moved that **SB 590**, with **SCS**, **SS** for **SCS** and **SA 3** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 3 was again taken up.

At the request of Senator Keaveny, the above amendment was withdrawn.

Senator Keaveny offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 52, Section 400.9-501, Line 8, by inserting after all of said line the following:

“491.500. 1. As used in this section, the following terms mean:

- (1) “Administrator”, the person conducting the photograph or live lineup;**
- (2) “Eyewitness”, a person who observes another person at or near the scene of an offense;**
- (3) “Filler”, a person, or photograph of a person, who is not suspected of an offense and is included in an identification procedure that resembles the eyewitness’s description of the perpetrator in significant features such as race, weight, build, or skin tone;**

(4) “Live lineup”, an identification procedure in which a group of persons, including the suspected perpetrator of an offense and other persons not suspected of the offense, is displayed to an eyewitness for the purpose of determining whether the eyewitness identifies the suspect as the perpetrator;

(5) “Photo lineup”, an identification procedure in which an array of photographs, including a photograph of the suspected perpetrator of an offense and additional photographs of other persons not suspected of the offense, is displayed to an eyewitness for the purpose of determining whether the eyewitness identifies the suspect as the perpetrator;

(6) “Showup”, an identification procedure in which an eyewitness is presented with a single suspect for the purpose of determining whether the eyewitness identifies such individual as the perpetrator;

(7) “Suspect”, the person believed by law enforcement to be the possible perpetrator of the crime.

2. By January 1, 2018, any law enforcement agency conducting one or more of the identification procedures listed in subsection 1 of this section shall adopt written policies consistent with the recommendations and best practices of the National Academy of Sciences. Each agency shall provide a copy of its written policies to the director of the department of public safety by February 1, 2018.”; and

Further amend said bill, section B, page 132, line 26, by striking the word “section” and inserting in lieu thereof “sections 491.500 and”; and

Further amend the title and enacting clause accordingly.

Senator Keaveny moved that the above amendment be adopted.

President Pro Tem Richard assumed the Chair.

President Kinder assumed the Chair.

Senator Onder assumed the Chair.

Senator Keaveny requested a roll call vote be taken on the adoption of **SA 4**. He was joined in his request by Senators Dixon, Holsman, Schupp and Walsh.

SA 4 failed of adoption by the following vote:

YEAS—Senators

Chappelle-Nadal	Curls	Holsman	Keaveny	Nasheed	Schaaf	Schupp
Walsh—8						

NAYS—Senators

Brown	Cunningham	Dixon	Emery	Hegeman	Kehoe	Kraus
Libla	Munzlinger	Onder	Parson	Pearce	Richard	Riddle
Romine	Sater	Schaefer	Schatz	Schmitt	Sifton	Silvey
Wallingford	Wasson	Wieland—24				

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

Senator Keaveny offered SA 5:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 131, Section 579.015, Line 25, by inserting immediately after all of said line, the following:

“589.800. 1. The department of public safety shall establish a pilot program in the city not within a county that addresses the rising serious violent crime rate in neighborhoods located in the city not within a county. The pilot program shall be known and may be referred to as the “Intervention and Compliance Unit Pilot Program” or the “ICU Pilot Program”.

2. The goals of the pilot program shall include, but not be limited to:

(1) Reducing and preventing violent crime and improving safety within individual neighborhoods through collaboration of the metropolitan police department and representatives of the community within the city not within a county;

(2) The development of evidence-based procedures to reduce violent crime and focus on early detection of violent criminal behavior;

(3) The creation of policies and procedures to address crime recidivism;

(4) The creation of policies and procedures regarding crime data collection and methods for monitoring crime data; and

(5) The development of strategies for improving mental and social service programs to address systemic needs for reducing violent crime in the city not within a county.

3. The intervention and compliance unit shall have a membership of individuals including, but not limited to, representatives from the following entities:

(1) The St. Louis metropolitan police department;

(2) City prosecutors;

(3) Local courts;

(4) The department of social services;

(5) Local government leaders;

(6) Civic organizations;

(7) Local schools; and

(8) Local probation and parole offices.

4. There is hereby created in the state treasury the “Intervention and Compliance Unit Pilot Program Fund”, which shall consist of all gifts, bequests, transfers, and moneys appropriated by the general assembly under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the pilot program established under this section. Notwithstanding the provisions of section 33.080, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner

as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

5. The department of public safety shall promulgate rules to implement the provisions of this section. 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 section 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, 2016, shall be invalid and void.

6. Pursuant to section 23.253:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.”; and

Further amend the title and enacting clause accordingly.

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

Senator Sifton offered SA 6:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 132, Section 632.520, Line 22 of said page, by inserting after all of said line the following:

“650.055. 1. Every individual who:

(1) Is found guilty of a felony or any offense under chapter 566; or

(2) Is seventeen years of age or older and arrested for [burglary in the first degree under section 569.160, or burglary in the second degree under section 569.170, or] a felony offense [under chapter 565, 566, 567, 568, or 573]; or

(3) Has been determined to be a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) Is an individual required to register as a sexual offender under sections 589.400 to 589.425; shall have a fingerprint and blood or scientifically accepted biological sample collected for purposes of DNA profiling analysis.

2. Any individual subject to DNA collection and profiling analysis under this section shall provide a DNA sample:

(1) Upon booking at a county jail or detention facility; or

(2) Upon entering or before release from the department of corrections reception and diagnostic centers;

or

(3) Upon entering or before release from a county jail or detention facility, state correctional facility, or any other detention facility or institution, whether operated by a private, local, or state agency, or any mental health facility if committed as a sexually violent predator pursuant to sections 632.480 to 632.513; or

(4) When the state accepts a person from another state under any interstate compact, or under any other reciprocal agreement with any county, state, or federal agency, or any other provision of law, whether or not the person is confined or released, the acceptance is conditional on the person providing a DNA sample if the person was found guilty of a felony offense in any other jurisdiction; or

(5) If such individual is under the jurisdiction of the department of corrections. Such jurisdiction includes persons currently incarcerated, persons on probation, as defined in section 217.650, and on parole, as also defined in section 217.650; or

(6) At the time of registering as a sex offender under sections 589.400 to 589.425.

3. The Missouri state highway patrol and department of corrections shall be responsible for ensuring adherence to the law. Any person required to provide a DNA sample pursuant to this section shall be required to provide such sample, without the right of refusal, at a collection site designated by the Missouri state highway patrol and the department of corrections. Authorized personnel collecting or assisting in the collection of samples shall not be liable in any civil or criminal action when the act is performed in a reasonable manner. Such force may be used as necessary to the effectual carrying out and application of such processes and operations. The enforcement of these provisions by the authorities in charge of state correctional institutions and others having custody or jurisdiction over individuals included in subsection 1 of this section which shall not be set aside or reversed is hereby made mandatory. The board of probation or parole shall recommend that an individual on probation or parole who refuses to provide a DNA sample have his or her probation or parole revoked. In the event that a person's DNA sample is not adequate for any reason, the person shall provide another sample for analysis.

4. The procedure and rules for the collection, analysis, storage, expungement, use of DNA database records and privacy concerns shall not conflict with procedures and rules applicable to the Missouri DNA profiling system and the Federal Bureau of Investigation's DNA databank system.

5. Unauthorized use or dissemination of individually identifiable DNA information in a database for purposes other than criminal justice or law enforcement is a class A misdemeanor.

6. Implementation of sections 650.050 to 650.100 shall be subject to future appropriations to keep Missouri's DNA system compatible with the Federal Bureau of Investigation's DNA databank system.

7. All DNA records and biological materials retained in the DNA profiling system are considered closed records pursuant to chapter 610. All records containing any information held or maintained by any person or by any agency, department, or political subdivision of the state concerning an individual's DNA profile shall be strictly confidential and shall not be disclosed, except to:

(1) Peace officers, as defined in section 590.010, and other employees of law enforcement agencies who need to obtain such records to perform their public duties;

(2) The attorney general or any assistant attorneys general acting on his or her behalf, as defined in chapter 27;

(3) Prosecuting attorneys or circuit attorneys as defined in chapter 56, and their employees who need to obtain such records to perform their public duties;

(4) The individual whose DNA sample has been collected, or his or her attorney; or

(5) Associate circuit judges, circuit judges, judges of the courts of appeals, supreme court judges, and their employees who need to obtain such records to perform their public duties.

8. Any person who obtains records pursuant to the provisions of this section shall use such records only for investigative and prosecutorial purposes, including but not limited to use at any criminal trial, hearing, or proceeding; or for law enforcement identification purposes, including identification of human remains. Such records shall be considered strictly confidential and shall only be released as authorized by this section.

9. An individual may request expungement of his or her DNA sample and DNA profile through the court issuing the reversal or dismissal. A certified copy of the court order establishing that such conviction has been reversed or guilty plea has been set aside shall be sent to the Missouri state highway patrol crime laboratory. Upon receipt of the court order, the laboratory will determine that the requesting individual has no other qualifying offense as a result of any separate plea or conviction and no other qualifying arrest prior to expungement.

(1) A person whose DNA record or DNA profile has been included in the state DNA database in accordance with this section and sections 650.050, 650.052, and 650.100 may request expungement on the grounds that the conviction has been reversed, or the guilty plea on which the authority for including that person's DNA record or DNA profile was based has been set aside.

(2) Upon receipt of a written request for expungement, a certified copy of the final court order reversing the conviction or setting aside the plea and any other information necessary to ascertain the validity of the request, the Missouri state highway patrol crime laboratory shall expunge all DNA records and identifiable information in the state DNA database pertaining to the person and destroy the DNA sample of the person, unless the Missouri state highway patrol determines that the person is otherwise obligated to submit a DNA sample. Within thirty days after the receipt of the court order, the Missouri state highway patrol shall notify the individual that it has expunged his or her DNA sample and DNA profile, or the basis for its determination that the person is otherwise obligated to submit a DNA sample.

(3) The Missouri state highway patrol is not required to destroy any item of physical evidence obtained from a DNA sample if evidence relating to another person would thereby be destroyed.

(4) Any identification, warrant, arrest, or evidentiary use of a DNA match derived from the database shall not be excluded or suppressed from evidence, nor shall any conviction be invalidated or reversed or plea set aside due to the failure to expunge or a delay in expunging DNA records.

10. When a DNA sample is taken from an individual pursuant to subdivision (2) of subsection 1 of this section and the prosecutor declines prosecution and notifies the arresting agency of that decision, the arresting agency shall notify the Missouri state highway patrol crime laboratory within ninety days of receiving such notification. Within thirty days of being notified by the arresting agency that the prosecutor has declined prosecution, the Missouri state highway patrol crime laboratory shall determine whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken and retained. If the individual has no other qualifying offenses or arrests, the crime laboratory shall expunge all DNA records in the database taken at the arrest for which the prosecution was declined pertaining to the

person and destroy the DNA sample of such person.

11. When a DNA sample is taken of an arrestee for any offense listed under subsection 1 of this section and charges are filed:

(1) If the charges are later withdrawn, the prosecutor shall notify the state highway patrol crime laboratory that such charges have been withdrawn;

(2) If the case is dismissed, the court shall notify the state highway patrol crime laboratory of such dismissal;

(3) If the court finds at the preliminary hearing that there is no probable cause that the defendant committed the offense, the court shall notify the state highway patrol crime laboratory of such finding;

(4) If the defendant is found not guilty, the court shall notify the state highway patrol crime laboratory of such verdict. If the state highway patrol crime laboratory receives notice under this subsection, such crime laboratory shall determine, within thirty days, whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken. If the individual has no other qualifying arrests or offenses, the crime laboratory shall expunge all DNA records in the database pertaining to such person and destroy the person's DNA sample.”; and

Further amend the title and enacting clause accordingly.

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

Senator Schaefer offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 27, Section 198.070, Line 17 of said page, by inserting after all of said line the following:

“211.059. 1. When a child is taken into custody by a juvenile officer or law enforcement official, with or without a warrant for an offense in violation of the juvenile code or the general law which would place the child under the jurisdiction of the juvenile court pursuant to subdivision (2) or (3) of subsection 1 of section 211.031, the child shall be advised prior to questioning:

(1) That he has the right to remain silent; and

(2) That any statement he does make to anyone can be and may be used against him; and

(3) That he has a right to have a parent, guardian or custodian present during questioning; and

(4) That he has a right to consult with an attorney and that one will be appointed and paid for him if he cannot afford one.

2. If the child indicates in any manner and at any stage of questioning pursuant to this section that he does not wish to be questioned further, the officer shall cease questioning.

3. When a child is taken into custody by a juvenile officer or law enforcement official which places the child under the jurisdiction of the juvenile court under subdivision (1) of subsection 1 of section 211.031, including any interactions with the child by the children's division, the following shall apply:

(1) If the child indicates in any manner at any stage during questioning involving the alleged abuse and neglect that the child does not wish to be questioned any further on the allegations, or that the child wishes

to have his or her parent, legal guardian, or custodian if such parent, guardian, or custodian is not the alleged perpetrator, or his or her attorney present during questioning as to the alleged abuse, the questioning of the child shall cease on the alleged abuse and neglect until such a time that the child does not object to talking about the alleged abuse and neglect unless the interviewer has reason to believe that the parent, legal guardian, or custodian is acting to protect the alleged perpetrator. Nothing in this subdivision shall be construed to prevent the asking of any questions necessary for the care, treatment, or placement of a child; and

(2) Notwithstanding any prohibition of hearsay evidence, all video or audio recordings of any meetings, interviews, or interrogations of a child shall be presumed admissible as evidence in any court or administrative proceeding involving the child if the following conditions are met:

(a) Such meetings, interviews, or interrogations of the child are conducted by the state prior to or after the child is taken into the custody of the state; and

(b) Such video or audio recordings were made prior to the adjudication hearing in the case. Nothing in this paragraph shall be construed to prohibit the videotaping or audiotaping of any such meetings, interviews, or interrogations of a child after the adjudication hearing; and

(3) Only upon a showing by clear and convincing evidence that such a video or audio recording lacks sufficient indicia of reliability shall such recording be inadmissible.

The provisions of this subsection shall not apply to statements admissible under section 491.075 or 492.304 in criminal proceedings.

4. For the purposes of this section, any court recognized exception from the required warnings given by law enforcement concerning constitutional rights to an adult prior to custodial interrogation shall also apply to a child taken into custody. Any evidence obtained in violation of this section shall be treated by the courts in the same manner as evidence collected in violation of an adult's right to be given warnings concerning constitutional rights prior to custodial interrogation.”; and

Further amend the title and enacting clause accordingly.

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

Senator Schaefer offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 41, Section 301.559, Line 18, by inserting immediately after said line the following:

“304.351. 1. The driver of a vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection from a different highway, provided, however, there is no form of traffic control at such intersection.

2. When two vehicles enter an intersection from different highways at approximately the same time, the driver of the vehicle on the left shall yield the right-of-way to the driver of the vehicle on the right. This subsection shall not apply to vehicles approaching each other from opposite directions when the driver of one of such vehicles is attempting to or is making a left turn.

3. The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard.

4. (1) The state highways and transportation commission with reference to state highways and local authorities with reference to other highways under their jurisdiction may designate through highways and erect stop signs or yield signs at specified entrances thereto, or may designate any intersection as a stop intersection or as a yield intersection and erect stop signs or yield signs at one or more entrances to such intersection.

(2) Preferential right-of-way at an intersection may be indicated by stop signs or yield signs as authorized in this section:

(a) Except when directed to proceed by a police officer or traffic-control signal, every driver of a vehicle approaching a stop intersection, indicated by a stop sign, shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection, or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic in the intersecting roadway before entering the intersection. After having stopped, the driver shall yield the right-of-way to any vehicle which has entered the intersection from another highway or which is approaching so closely on the highway as to constitute an immediate hazard during the time when such driver is moving across or within the intersection.

(b) The driver of a vehicle approaching a yield sign shall in obedience to the sign slow down to a speed reasonable to the existing conditions and, if required for safety to stop, shall stop at a clearly marked stop line, but if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway. After slowing or stopping the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another highway so closely as to constitute an immediate hazard during the time such traffic is moving across or within the intersection.

5. The driver of a vehicle about to enter or cross a highway from an alley, building or any private road or driveway shall yield the right-of-way to all vehicles approaching on the highway to be entered.

6. The driver of a vehicle intending to make a left turn into an alley, private road or driveway shall yield the right-of-way to any vehicle approaching from the opposite direction when the making of such left turn would create a traffic hazard.

7. The state highways and transportation commission or local authorities with respect to roads under their respective jurisdictions, on any section where construction or major maintenance operations are being effected, may fix a speed limit in such areas by posting of appropriate signs, and the operation of a motor vehicle in excess of such speed limit in the area so posted shall be deemed prima facie evidence of careless and imprudent driving and a violation of section 304.010.

8. Notwithstanding the provisions of section 304.361, violation of this section shall be deemed a class C misdemeanor.

9. In addition to the penalty specified in subsection 8 of this section, any person who pleads guilty to or is found guilty of a violation of this section in which the offender is found to have caused physical injury, there shall be assessed a penalty of up to [two hundred] **five hundred** dollars, **but no less than two hundred dollars**. The court may issue an order of suspension of such person's driving privilege for a period of thirty days.

10. In addition to the penalty specified in subsection 8 of this section, any person who pleads guilty to or is found guilty of a violation of this section in which the offender is found to have caused serious physical injury, there shall be assessed a penalty of up to [five hundred] **one thousand five hundred** dollars, **but no less two hundred fifty dollars**. The court may issue an order of suspension of such person's driving privilege for a period of ninety days.

11. In addition to the penalty specified in subsection 8 of this section, any person who pleads guilty to or is found guilty of a violation of this section in which the offender is found to have caused a fatality, there shall be assessed a penalty of up to [one] **five thousand dollars, but no less than one thousand dollars**. The court may issue an order of suspension of such person's driving privilege for a period of six months. **Such person shall also be required to participate in and successfully complete a driver-improvement program approved by the director of the department of revenue.**

12. As used in subsections 9 and 10 of this section, the terms "physical injury" and "serious physical injury" shall have the meanings ascribed to them in section 556.061.

13. For any court-ordered suspension under subsection 9, 10, or 11 of this section, the director of the department shall impose such suspension as set forth in the court order. The order of suspension shall include the name of the offender, the offender's driver's license number, Social Security number, and the effective date of the suspension. Any appeal of a suspension imposed under subsection 9, 10, or 11 of this section shall be a direct appeal of the court order and subject to review by the presiding judge of the circuit court or another judge within the circuit other than the judge who issued the original order to suspend the driver's license. The director of revenue's entry of the court-ordered suspension on the driving record is not a decision subject to review under section 302.311. Any suspension of the driver's license ordered by the court under this section shall be in addition to any other suspension that may occur as a result of the conviction under other provisions of law."; and

Further amend the title and enacting clause accordingly.

Senator Schaefer moved that the above amendment be adopted.

At the request of Senator Dixon, **SB 590**, with **SCS, SS** for **SCS** and **SA 8** (pending), was placed on the Informal Calendar.

HOUSE BILLS ON SECOND READING

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

HCS for **HB 1912**—Jobs, Economic Development and Local Government.

HCS for **HB 1776**—Progress and Development.

HCS for **HB 2108**—Ways and Means.

HCS for **HB 2029**—Veterans' Affairs and Health.

HCS for **HB 2402**—Veterans' Affairs and Health.

HCS for **HB 2453**—General Laws and Pensions.

HCS for **HB 1976**—Transportation, Infrastructure and Public Safety.

HCS for **HB 1788**—Transportation, Infrastructure and Public Safety.

HB 1936—Judiciary and Civil and Criminal Jurisprudence.

HB 1620—Seniors, Families and Children.

HCS for HB 2194—Small Business, Insurance and Industry.
HB 2591—Transportation, Infrastructure and Public Safety.
HJR 58—Progress and Development.
HB 1735—Education.
HB 1761—Transportation, Infrastructure and Public Safety.
HB 1786—Transportation, Infrastructure and Public Safety.
HCS for HB 2600—Appropriations.
HCS for HBs 1434 & 1600—Jobs, Economic Development and Local Government.
HCS for HB 1923—Veterans' Affairs and Health.
HCS for HB 1930—Judiciary and Civil and Criminal Jurisprudence.
HCS for HB 1759—Judiciary and Civil and Criminal Jurisprudence.
HCS for HBs 2234 & 1985—Education.
HCS for HB 1684—Jobs, Economic Development and Local Government.
HCS for HB 2380—Transportation, Infrastructure and Public Safety.
HCS for HB 1413—Agriculture, Food Production and Outdoor Resources.
HB 2428—Education.
HB 2480—General Laws and Pensions.
HB 2499—Jobs, Economic Development and Local Government.
On motion of Senator Kehoe, the Senate recessed until 3:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Pearce.

RESOLUTIONS

Senator Pearce offered Senate Resolution No. 1882, regarding David Kemm, Marshall, which was adopted.

Senator Pearce offered Senate Resolution No. 1883, regarding Madeline “Maddy” Mills, Lawson, which was adopted.

Senator Pearce offered Senate Resolution No. 1884, regarding Madison Schmerbach, Lawson, which was adopted.

Senator Curls offered Senate Resolution No. 1885, regarding the death of Annie M. “Mother” Franklin, Kansas City, which was adopted.

Senator Hegeman offered Senate Resolution No. 1886, regarding Jordyn Beard, which was adopted.

Senator Hegeman offered Senate Resolution No. 1887, regarding the Fiftieth Wedding Anniversary of Terry and Mary Lowe, Green Castle, which was adopted.

Senator Hegeman offered Senate Resolution No. 1888, regarding the One Hundredth Birthday of Faye Moses, Maryville, which was adopted.

VETOED BILLS

Senator Schmitt moved that **SCR 46** 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	Dixon	Emery	Hegeman	Kehoe	Kraus
Libla	Munzlinger	Onder	Parson	Pearce	Richard	Riddle
Romine	Sater	Schaaf	Schaefer	Schatz	Schmitt	Silvey
Wallingford	Wasson	Wieland—24				

NAYS—Senators

Chappelle-Nadal	Curls	Holsman	Keaveny	Nasheed	Schupp	Sifton
Walsh—8						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

SENATE BILLS FOR PERFECTION

Senator Dixon moved that **SB 661, SB 726 and SB 741**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 661, 726 and 741**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 661, 726 and 741**

An Act to repeal section 563.046 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session, and section 563.046 as enacted by senate bill no. 60, seventy-ninth general assembly, first regular session, RSMo, and to enact in lieu thereof two new sections relating to actions committed by government officials, with an emergency clause for a certain section and an effective date for a certain section.

Was taken up.

Senator Dixon moved that **SCS** for **SBs 661, 726 and 741** be adopted, which motion prevailed.

On motion of Senator Dixon, **SCS** for **SBs 661, 726 and 741** was declared perfected and ordered printed.

Senator Dixon moved that **SB 588, SB 603 and SB 942**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 588, 603 and 942**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 588, 603 and 942

An Act to repeal sections 488.650 and 610.140, RSMo, and to enact in lieu thereof two new sections relating to petitions for the expungement of records.

Was taken up.

Senator Dixon moved that **SCS** for **SBs 588, 603 and 942** be adopted, which motion prevailed.

On motion of Senator Dixon, **SCS** for **SBs 588, 603 and 942** was declared perfected and ordered printed.

Senator Wallingford moved that **SB 618**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 618**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 618

An Act to repeal sections 211.033, 211.071, 211.151, 221.044, and 221.240, RSMo, and to enact in lieu thereof five new sections relating to the detention of persons under the age of seventeen in adult facilities, with an effective date for certain sections.

Was taken up.

Senator Wallingford moved that **SCS** for **SB 618** be adopted.

Senator Wallingford offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 618, Page 1, Section 211.033, Lines 3-4, by striking the bold-faced language from said lines and inserting in lieu thereof the following: “**who have been sentenced to serve an adult criminal sentence or those placed by the court in one of the department of corrections’ one hundred twenty-day programs under subsection 4 of section 559.036, or as otherwise provided in subsection 13 of section 211.071,**”; and

Further amend said bill, page 8, section 221.044, lines 1-7, by striking all of said lines and inserting in lieu thereof the following:

“221.044. No person under the age of seventeen years, except those transferred to the court of general jurisdiction under the provisions of section 211.071, **who have been sentenced to serve an adult criminal sentence or those placed by the court in one of the department of corrections’ one hundred twenty-day programs under subsection 4 of section 559.036, or as otherwise provided in subsection 13 of section 211.071,** shall be detained in a jail or other adult detention facility as that term is defined in section 211.151. A traffic court judge may request the juvenile court to order the commitment of a person under the age of seventeen to a juvenile detention facility.”.

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

Senator Nasheed offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bill No. 618, Page 1, In the Title, Lines 3-4, by striking “the detention of persons under the age of seventeen in adult facilities” and inserting in lieu thereof the

following: “criminal offenders”; and

Further amend said bill, page 8, section 211.151, line 116, by inserting immediately after said line the following:

“217.151. 1. For purposes of this section, “extraordinary circumstances” exist when a doctor treating the pregnant or postpartum offender makes an individualized determination that restraints are necessary to prevent a pregnant or postpartum offender from escaping or seriously injuring herself, medical or correctional personnel, or others.

2. The necessary health care standards for pregnant and postpartum offenders shall include:

(1) Except in extraordinary circumstances, no restraints of any kind may be used on offenders during the second and third trimesters of pregnancy or for forty-eight hours post-delivery, whether during transportation to and from visits to health care providers and court proceedings or during labor and delivery;

(2) Pregnant and postpartum offenders shall be transported to and from visits to health care providers and court proceedings in vehicles with seatbelts;

(3) Any time restraints are used on a pregnant or postpartum offender, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg or waist restraints be used on any pregnant or postpartum offender; and

(4) If a doctor, nurse, or other health care provider treating the pregnant or postpartum offender requests that restraints not be used, the corrections officer accompanying the pregnant or postpartum offender shall immediately remove all restraints.

3. In the event a doctor determines that extraordinary circumstances exist and restraints are used, the doctor shall fully document in writing within seven days of the incident the reasons he or she determined such extraordinary circumstances existed, the kind of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances.

4. The sentencing and corrections oversight commission established under section 217.147, and the advisory committee established under section 217.015, shall conduct biannual reviews of every report written on the use of restraints on a pregnant or postpartum offender in accordance with subsection 3 of this section to determine compliance with this section. The written reports shall be kept on file by the department for five years.

5. The chief administrative officer of each correctional center shall:

(1) Ensure that employees of the correctional center who come in contact with pregnant or postpartum offenders are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female offenders of the policies and practices developed in accordance with this section upon admission to the correctional center, including the policies and practices in the offender handbook, and post the policies and practices in locations in the correctional center where such notices are commonly posted and will be seen by female offenders, including common housing areas and health care facilities.”; and

Further amend the title and enacting clause accordingly.

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

Senator Wallingford offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for Senate Bill No. 618, page 8, section 211.151, line 116, by inserting immediately after said line the following:

“211.436. 1. When a court of jurisdiction in juvenile cases has a local court rule or otherwise mandates that a juvenile shall be restrained during court proceedings using either handcuffs, chains, irons, or a straitjacket, the juvenile’s attorney shall have the right to be heard on the issue of the necessity of restraints on the juvenile and request that the restraints on the juvenile not be used. The juvenile’s attorney may present evidence that the juvenile is not a flight risk, poses no safety risk to himself or herself or others, or has no history of disruptive courtroom behavior.

2. If the court orders that restraints shall be used on the juvenile, the court shall make findings of fact in support of such use.”; and

Further amend the title and enacting clause accordingly.

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

Senator Wallingford moved that **SCS for SB 618**, as amended, be adopted, which motion prevailed.

On motion of Senator Wallingford, **SCS for SB 618**, as amended, was declared perfected and ordered printed.

Senator Cunningham moved that **SB 681** be taken up for perfection, which motion prevailed.

On motion of Senator Cunningham, **SB 681** was declared perfected and ordered printed.

Senator Munzlinger moved that **SB 702** be taken up for perfection, which motion prevailed.

On motion of Senator Munzlinger, **SB 702** was declared perfected and ordered printed.

Senator Kraus moved that **SB 1025** be taken up for perfection, which motion prevailed.

President Pro Tem Richard assumed the Chair.

On motion of Senator Kraus, **SB 1025** was declared perfected and ordered printed.

Senator Silvey moved that **SB 856**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for SB 856, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 856

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax deductions for employee stock ownership plans.

Was taken up.

Senator Silvey moved that **SCS for SB 856** be adopted, which motion prevailed.

On motion of Senator Silvey, **SCS for SB 856** was declared perfected and ordered printed.

Senator Kraus moved that **SB 988** be taken up for perfection, which motion prevailed.

On motion of Senator Kraus, **SB 988** was declared perfected and ordered printed.

Senator Wasson moved that **SB 973**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 973**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 973

An Act to amend chapter 338, RSMo, by adding thereto one new section relating to dispensing maintenance medication.

Was taken up.

Senator Hegeman assumed the Chair.

Senator Wasson moved that **SCS** for **SB 973** be adopted, which motion prevailed.

On motion of Senator Wasson, **SCS** for **SB 973** was declared perfected and ordered printed.

Senator Riddle moved that **SB 921**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 921**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 921

An Act to repeal sections 43.545, 455.543, and 455.545, RSMo, and to enact in lieu thereof three new sections relating to the reporting of incidents by law enforcement agencies.

Was taken up.

Senator Riddle moved that **SCS** for **SB 921** be adopted.

Senator Pearce offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 921, Page 1, In the Title, Lines 3-4, by striking the words “the reporting of incidents by law enforcement agencies” and inserting in lieu thereof the following: “domestic violence”; and

Further amend said bill and page, section 43.545, line 6 by inserting after all of said line the following:

“173.2050. 1. The governing board of each public institution of higher education in this state shall engage in discussions with law enforcement agencies with jurisdiction over the premises of an institution to develop and enter into a memorandum of understanding concerning sexual assault, domestic violence, dating violence, and stalking, as defined in the federal Higher Education Act of 1965, 20 U.S.C. Section 1092(f), involving students both on and off campus.

2. The memorandum of understanding shall contain detailed policies and protocols regarding sexual assault, domestic violence, dating violence, and stalking involving a student that comport with best practices and current professional practices. At a minimum, the memorandum shall set out procedural requirements for the reporting of an offense, protocol for establishing who has jurisdiction over an offense, and criteria for determining when an offense is to be reported to law enforcement.

3. The department of public safety in cooperation with the department of higher education shall

promulgate rules and regulations to facilitate the implementation of this section. 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 section 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, 2016, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

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

Senator Riddle moved that **SCS** for **SB 921**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SCS** for **SB 921**, as amended, was declared perfected and ordered printed.

Senator Sater moved that **SB 801**, with **SCS**, be taken up for perfection, which motion prevailed.

Senator Pearce assumed the Chair.

SCS for **SB 801**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 801

An Act to repeal section 475.024, RSMo, and to enact in lieu thereof four new sections relating to guardianships.

Was taken up.

Senator Sater moved that **SCS** for **SB 801** be adopted.

Senator Sater offered **SS** for **SCS** for **SB 801**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 801

An Act to repeal section 475.024, RSMo, and to enact in lieu thereof four new sections relating to guardianships.

Senator Sater moved that **SS** for **SCS** for **SB 801** be adopted.

Senator Hegeman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 801, Page 1, Section A, Line 3, by inserting after all of said line the following:

“210.660. As used in sections 210.660 to 210.680, the following terms shall mean:

(1) “Age- or developmentally-appropriate activities”:

(a) Activities or items that are generally accepted as suitable for children of the same chronological age or level of maturity or that are determined to be developmentally-appropriate for

a child, based on the development of cognitive, emotional, physical, and behavioral capacities that are typical for an age or age group; and

(b) In the case of a specific child, activities, or items that are suitable for the child based on the developmental stages attained by the child with respect to the cognitive, emotional, physical, and behavioral capacities of the child;

(2) “Caregiver”, a foster parent, relative, or kinship provider with whom a child in foster care has been placed or a designated official for a child care institution in which a child in foster care has been placed;

(3) “Division”, the Missouri children’s division within the department of social services;

(4) “Reasonable and prudent parent standard”, the standard characterized by careful and sensible parental decisions that maintain the health, safety, and best interests of a child while at the same time encouraging the emotional and developmental growth of the child, that a caregiver shall use when determining whether to allow a child in foster care under the responsibility of the state to participate in extracurricular, enrichment, cultural, and social activities.

210.665. 1. Except as otherwise provided in subsection 8 of this section, the court and all parties to a case under chapter 211 involving a child in care shall defer to the reasonable decisions of the child’s designated caregiver involving the child’s participation in extracurricular, enrichment, cultural, and social activities.

2. A caregiver shall use the reasonable and prudent parent standard when making decisions relating to the activity of the child.

3. The division or a contracted agency thereof shall designate at least one onsite caregiver who has authority to apply the reasonable and prudent parent standard for each child placed in its custody.

4. The caregiver shall consider:

(1) The child’s age, maturity, and developmental level;

(2) The overall health and safety of the child;

(3) Potential risk factors and appropriateness of the activity;

(4) The best interests of the child;

(5) Promoting, where safe and as appropriate, normal childhood experiences; and

(6) Any other relevant factors based on the caregiver’s knowledge of the child.

5. Caregivers shall receive training with regard to the reasonable and prudent parent standard as required by the division. The training shall include:

(1) Knowledge and skills relating to the developmental stages of the cognitive, emotional, physical, and behavioral capacities of a child;

(2) Knowledge and skills relating to applying the standard to decisions, including but not limited to whether to allow the child to engage in social, extracurricular, enrichment, cultural, and social activities, such as sports, field trips, and overnight activities lasting one or more days; and

(3) Knowledge and skills relating to decisions, including but not limited to the signing of

permission slips and arranging of transportation for the child to and from extracurricular, enrichment, and social activities.

6. A caregiver shall not be liable for harm caused to a child while participating in an activity chosen by the caregiver, provided the caregiver acted in accordance with the reasonable and prudent parent standard.

7. No court shall order the division or a contracted agency thereof to provide funding for activities chosen by the caregiver.

8. A caregiver's decisions with regard to the child may be overturned by the court only if, upon notice and a hearing, the court finds by clear and convincing evidence the reasonable and prudent parent standard has been violated. The caregiver shall have the right to receive notice, to attend the hearing, and to present evidence at the hearing.

210.670. 1. Children in foster care under the responsibility of the state who have attained the age of fourteen shall be consulted in the development of, revision of, or addition to their case plan.

2. The children may choose individuals to participate as members of the family support team. The division may reject members chosen by the child if the division has good cause to believe the individual would not act in the best interests of the child. The child may designate one member to be his or her advisor and, as necessary, advocate, with respect to the application of the reasonable and prudent parent standard to the child.

3. The child shall receive:

(1) A document which describes the rights of the child with respect to education, health, visitation, court participation, the child's right to documents pursuant to subsection 4 of this section, and the child's right to stay safe and avoid exploitation; and

(2) A signed acknowledgment by the child indicating he or she has been provided with a copy of the document, and the child's rights contained in the document have been explained to the child in an age- and developmentally-appropriate manner.

4. If a child is leaving foster care by reason of having attained eighteen years of age or such greater age as the state has elected, the division shall provide the child with an official or certified copy of his or her United States birth certificate, a social security card issued by the Commissioner of Social Security, health insurance information, a copy of the child's medical records, and a driver's license or identification card issued by the state, unless the child has been in foster care for less than six months and unless the child is ineligible to receive such documents.

210.675. 1. No child in foster care under the responsibility of the state under the age of sixteen shall have a permanency plan of another planned permanent living arrangement.

2. For children with a permanency plan of another planned permanent living arrangement, the court shall make the following findings of fact and conclusions of law at each permanency hearing:

(1) The division's intensive, ongoing, and unsuccessful efforts to return the child home or to secure a placement for the child with a fit and willing relative, such as adult siblings, a legal guardian, or an adoptive parent, including efforts to utilize search technology, like social media, to find biological family members of the child;

(2) **The child’s desired permanency outcome;**

(3) **A judicial determination explaining why, as of the date of the hearing, another planned permanent living arrangement is the best permanency plan for the child, including compelling reasons why it continues not to be in the best interests of the child to:**

(a) **Return home;**

(b) **Be placed for adoption;**

(c) **Be placed with a legal guardian; or**

(d) **Be placed with a fit and willing relative; and**

(4) **The division’s efforts to ensure:**

(a) **The child’s foster family home child care institution is following the reasonable and prudent parent standard; and**

(b) **The child has regular, ongoing opportunities to engage in age- or developmentally-appropriate activities, including consulting with the child in an age-appropriate manner about the opportunities of the child to participate in the activities.**

210.680. The division shall adopt regulations to implement the requirements of sections 210.660 to 210.675. 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 section 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, 2016, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

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

Senator Schmitt assumed the Chair.

At the request of Senator Sater, **SB 801**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Wallingford moved that **SB 964**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 964**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 964

An Act to repeal sections 452.310, 452.375, 452.400, 452.410, and 452.556, RSMo, and to enact in lieu thereof five new sections relating to child custody orders, with existing penalty provisions.

Was taken up.

Senator Wallingford moved that **SCS** for **SB 964** be adopted.

At the request of Senator Wallingford, **SB 964**, with **SCS** (pending), was placed on the Informal Calendar.

Senator Brown moved that **SB 986**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 986**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 986

An Act to authorize the conveyance of certain state properties.

Was taken up.

Senator Brown moved that **SCS** for **SB 986** be adopted.

Senator Brown offered **SS** for **SCS** for **SB 986**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 986

An Act to authorize the conveyance of certain state properties, with an emergency clause for a certain section.

Senator Brown moved that **SS** for **SCS** for **SB 986** be adopted, which motion prevailed.

On motion of Senator Brown, **SS** for **SCS** for **SB 986** was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SS** for **SB 623**, begs leave to report that it has considered the same and recommends that the bill do pass.

THIRD READING OF SENATE BILLS

At the request of Senator Libla, **SB 624** was placed on the Informal Calendar.

SS for **SB 623**, introduced by Senator Libla, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 623

An Act to repeal section 142.803, RSMo, and to enact in lieu thereof one new section relating to motor fuel taxes, with a referendum clause.

Was taken up.

On motion of Senator Libla, **SS** for **SB 623** was read the 3rd time and passed by the following vote:

YEAS—Senators

Cunningham	Dixon	Hegeman	Holsman	Keaveny	Kehoe	Libla
Munzlinger	Nasheed	Parson	Pearce	Richard	Riddle	Romine
Sater	Schatz	Schupp	Wallingford	Walsh	Wasson	Wieland—21

NAYS—Senators

Brown	Curls	Emery	Kraus	Onder	Schaaf	Schaefer
Schmitt	Sifton	Silvey—10				

Absent—Senator Chappelle-Nadal—1

Absent with leave—Senators—None

Vacancies—2

The President declared the bill passed.

On motion of Senator Libla, title to the bill was agreed to.

Senator Libla moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

President Pro Tem Richard assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Pearce, Chairman of the Committee on Education, submitted the following report:

Mr. President: Your Committee on Education, to which was referred **SB 719**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schmitt, Chairman of the Committee on Jobs, Economic Development and Local Government, submitted the following reports:

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 995**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 788**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schaefer, Chairman of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HCS for HB 2001**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS for HB 2002**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS for HB 2003**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto

attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2004**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2005**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2006**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2007**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2008**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2009**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2010**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2011**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2012**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2013**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Keaveny, Chairman of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 1131**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schaaf, Chairman of the Committee on General Laws and Pensions, submitted the following report:

Mr. President: Your Committee on General Laws and Pensions, to which was referred **SB 1033**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following reports:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HB 1414**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HCS** for **HB 1729**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which were referred **SB 1010**, **SB 958** and **SB 878**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Parson, Chairman of the Committee on Small Business, Insurance and Industry, submitted the following report:

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred **SB 793**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 988**; **SCS** for **SB 973**; **SCS** for **SB 618**; **SB 1025**; **SCS** for **SB 856**; **SB 702**; **SB 681**; **SCS** for **SBs 588, 603** and **942**; and **SCS** for **SBs 661, 726** and **741**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Senator Kraus, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 1003**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 1004**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **HB 1870**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following reports:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS for HB 1550**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS for HB 1562**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS for HB 1877**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS for SB 921**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

On behalf of Senator Libla, Chairman of the Committee on Transportation, Infrastructure and Public Safety, Senator Kehoe submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 884**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1733**, begs leave to report that it has considered the same and recommends that the bill do pass.

INTRODUCTIONS OF GUESTS

Senator Dixon introduced to the Senate, Dr. Donna Washburn and her children, Evan and Emma, Springfield.

Senator Emery introduced to the Senate, the Physician of the Day, Dr. Curtis Long, Bates County.

Senator Romine introduced to the Senate, his mother June, Poplar Bluff.

Senator Romine introduced to the Senate, Debby Bust, Sharon Gibson, Devin Sexton, Kelly Sexton-Alfaro, Judy Wright, Carmen Litton, Chris Conway and Eddie Strauser, Potosi.

Senator Wieland introduced to the Senate, Nancy Reynolds, Jane Sanderson, Cheryl Schuster, Barbara Anderson, Joyce Robins and Theresa Welch, Camdenton; Mary Ann Overkamp, Osage Beach; and Anita Kowal, Linn Creek.

Senator Richard introduced to the Senate, Head Coach Jeremy Phillips, and Trenton Young, John Williams, Gannon Millard, Cody Rains, Kyler Ray, Joey Williams, Kyle Hostetter, Adrian Hitchcock and Jordan White, Neosho High School Wrestling Team.

Senator Pearce introduced to the Senate, Miss Missouri McKensie Garber, Hale; and Daniel Savage, Chillicothe.

Senator Parson introduced to the Senate, teacher Carolyn Allison, and Paris Given, Makaylla Hostettler, Alex Hamilton, Thomas Rauscher, Gracie Brune, Faith Sabala, Micahla Shields, Alyssa Cobb, Elijah Biddle, Jordan Wilson, Rayanna Williams, Andrew Bourcier and Amber Irek, eighth grade students from Hermitage Middle School.

Senator Pearce introduced to the Senate, social workers from the University of Central Missouri, Warrensburg.

Senator Walsh introduced to the Senate, teacher Brian Geldmacher and seventh grade students from Salem Lutheran School, Florissant; and Sidney Martin, Kelis Clark, Jackson Hurd and Robert Jackson were made honorary pages.

Senator Kehoe introduced to the Senate, Tom Kolb, Jefferson City.

Senator Pearce introduced to the Senate, Charles Stephenson, Marshall.

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

SENATE CALENDAR

FORTY-EIGHTH DAY—THURSDAY, APRIL 7, 2016

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

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|-------------------------------|--|
| 1. SB 988-Kraus | 7. SB 681-Cunningham |
| 2. SCS for SB 973-Wasson | 8. SCS for SBs 588, 603 & 942-Dixon and
Curls |
| 3. SCS for SB 618-Wallingford | 9. SCS for SBs 661, 726 & 741-Dixon |
| 4. SB 1025-Kraus | 10. SCS for SB 921-Riddle |
| 5. SCS for SB 856-Silvey | |
| 6. SB 702-Munzlinger | |

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| 1. SB 1002-Hegeman | 37. SB 792-Richard |
| 2. SB 898-Cunningham | 38. SB 868-Wasson |
| 3. SBs 789 & 595-Wasson, with SCS | 39. SJR 35-Kraus, with SCS |
| 4. SB 659-Wasson | 40. SB 798-Kraus, with SCS |
| 5. SB 575-Schaefer, with SCS | 41. SB 920-Schmitt and Kraus |
| 6. SB 827-Sifton | 42. SB 1094-Kehoe, with SCS |
| 7. SB 638-Riddle and Silvey, with SCS | 43. SB 622-Romine, with SCS |
| 8. SB 805-Onder, with SCS | 44. SB 1005-Walsh |
| 9. SB 894-Munzlinger | 45. SB 972-Silvey |
| 10. SB 985-Wasson | 46. SB 966-Schaaf |
| 11. SB 932-Cunningham | 47. SB 908-Sater, with SCS |
| 12. SB 576-Keaveny | 48. SB 853-Brown |
| 13. SB 577-Keaveny | 49. SBs 662 & 587-Dixon, with SCS |
| 14. SB 663-Dixon, with SCS | 50. SB 1075-Wallingford |
| 15. SB 947-Parson | 51. SB 883-Riddle |
| 16. SB 858-Romine, with SCS | 52. SB 896-Hegeman |
| 17. SB 899-Parson | 53. SB 1074-Schmitt, with SCS |
| 18. SB 806-Onder, with SCS | 54. SB 1144-Brown |
| 19. SB 904-Pearce, with SCS | 55. SB 871-Wallingford |
| 20. SB 998-Romine, with SCS | 56. SB 1026-Schatz, with SCS |
| 21. SB 873-Pearce | 57. SB 1066-Curls |
| 22. SB 968-Brown, with SCS | 58. SB 1139-Silvey and Holsman |
| 23. SB 996-Pearce, with SCS | 59. SBs 851 & 694-Brown, with SCS |
| 24. SBs 857 & 712-Romine, with SCS | 60. SB 1028-Silvey, et al, with SCS |
| 25. SB 941-Dixon | 61. SB 848-Emery, with SCS |
| 26. SB 869-Schmitt | 62. SB 719-Emery, with SCS |
| 27. SB 658-Wasson | 63. SB 995-Riddle |
| 28. SB 1057-Schaaf, with SCS | 64. SB 788-Schatz, with SCS |
| 29. SB 951-Wasson | 65. SB 1131-Sifton |
| 30. SJR 23-Sater | 66. SB 1033-Pearce |
| 31. SB 1096-Dixon and Keaveny | 67. SBs 1010, 958 & 878-Curls, with SCS |
| 32. SB 1012-Dixon | 68. SB 793-Richard |
| 33. SB 1014-Dixon | 69. SB 1003-Onder |
| 34. SB 812-Keaveny | 70. SB 1004-Onder |
| 35. SB 775-Schaefer | 71. SB 884-Munzlinger |
| 36. SB 613-Cunningham, et al, with SCS | |

HOUSE BILLS ON THIRD READING

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|---|---|
| 1. HJR 53-Dugger (Kraus) | 5. HCS for HB 2004, with SCS (Schaefer) |
| 2. HCS for HB 2001 (Schaefer) | 6. HCS for HB 2005, with SCS (Schaefer) |
| 3. HCS for HB 2002, with SCS (Schaefer) | 7. HCS for HB 2006, with SCS (Schaefer) |
| 4. HCS for HB 2003, with SCS (Schaefer) | 8. HCS for HB 2007, with SCS (Schaefer) |

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|---|---------------------------------------|
| 9. HCS for HB 2008, with SCS (Schaefer) | 16. HCS for HB 1729, with SCS |
| 10. HCS for HB 2009, with SCS (Schaefer) | 17. HB 1870-Hoskins (Pearce) |
| 11. HCS for HB 2010, with SCS (Schaefer) | 18. HCS for HB 1550, with SCS (Sater) |
| 12. HCS for HB 2011, with SCS (Schaefer) | 19. HCS for HB 1562 (Onder) |
| 13. HCS for HB 2012, with SCS (Schaefer) | 20. HCS for HB 1877 (Wallingford) |
| 14. HCS for HB 2013 (Schaefer) | 21. HB 1733-Davis |
| 15. HB 1414-Houghton, with SCS (Munzlinger) | |

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SB 624-Libla

SB 783-Onder

SENATE BILLS FOR PERFECTION

SB 580-Schaaf, with SCS & SA 2 (pending)

SB 801-Sater, with SCS & SS for SCS
(pending)

SB 590-Dixon, with SCS, SS for SCS &
SA 8 (pending)

SB 802-Sater

SB 612-Cunningham

SB 816-Wieland, et al

SB 619-Wallingford

SB 825-Munzlinger, with SA 1 (pending)

SB 644-Onder, with SCS

SB 916-Schaefer

SB 680-Emery

SB 964-Wallingford, with SCS (pending)

SB 706-Dixon

SB 980-Keaveny, with SCS, SS for SCS,
SA 1 & SA 3 to SA 1 (pending)

SB 772-Onder, with SCS

SB 785-Schaefer, with SCS, SS for SCS,
SA 1, SSA 1 for SA 1, SA 1 to SSA 1
for SA 1 & point of order (pending)

HOUSE BILLS ON THIRD READING

HB 1452-Hoskins, with SCS (Pearce)

HB 2166-Alferman, with SCS & SS for SCS
(pending) (Onder)

HB 1575-Rowden, with SCA 1 (Onder)

HB 1631-Alferman, with SCS, SS for SCS &
SA 1 (pending) (Kraus)

HB 2226-Barnes (Silvey)

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

HB 1979-Rowden, with SS for SCS, as
amended (Onder)

HB 2203-Barnes, with SS for SCS, as
amended (Kehoe)

RESOLUTIONS

Reported from Committee

SCR 42-Curls
SCR 45-Dixon
SCR 50-Nasheed

SCRs 53 & 44-Schaefer, with SCS
SCR 55-Holsman
SCR 61-Parson

MISCELLANEOUS

CCS for SCS for HCS for HB 2 (Schaefer)
(Section 2.030/Appropriation 9235)

CCS for SCS for HCS for HB 10 (Schaefer)
(Section 10.710/Appropriation 9859)

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