

Journal of the Senate

FIRST REGULAR SESSION

TWENTY-FIRST DAY—THURSDAY, FEBRUARY 9, 2017

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“O give thanks to the Lord, for he is good, for his steadfast love endures forever.” (Psalm 134:1)

Again we would ask of You, O Lord, that You fill our hearts and minds with peace as we stay close to You as we finish our work here for this day and head home to be with those You have given us to love. It is Your grace that makes times here and at home filled with Your blessings and lifts our heart to sing Your praise and be filled with love. So we give thanks and praise for the blessing given to us and safe travel home again. 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 WDAF-TV 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	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Silvey	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Munzlinger offered Senate Resolution No. 220, regarding Sergeant Brent Bernhardt, Macon, which was adopted.

Senator Munzlinger offered Senate Resolution No. 221, regarding Corporal Kevin Linear, Macon, which was adopted.

Senator Sater offered Senate Resolution No. 222, regarding the Don Underwood family, McDonald County, which was adopted.

Senator Libla offered Senate Resolution No. 223, regarding J.P. McLane, Poplar Bluff, which was adopted.

Senator Cunningham offered Senate Resolution No. 224, regarding Paul O'Brien, Mountain View, which was adopted.

Senator Cunningham offered Senate Resolution No. 225, regarding Kelly Dame, West Plains, which was adopted.

Senator Cunningham offered Senate Resolution No. 226, regarding the death of Douglas A. Jones, Mansfield, which was adopted.

INTRODUCTION OF BILLS

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

SB 407—By Riddle.

An Act to amend chapter 334, RSMo, by adding thereto twenty new sections relating to radiologic imaging and radiation therapy certification, with penalty provisions.

SB 408—By Koenig.

An Act to repeal sections 188.027 and 188.052, RSMo, and to enact in lieu thereof three new sections relating to abortion, with penalty provisions.

SB 409—By Koenig.

An Act to repeal sections 169.460 and 169.490, RSMo, and to enact in lieu thereof two new sections relating to the public school retirement system of the City of St. Louis.

SB 410—By Schatz.

An Act to amend chapter 197, RSMo, by adding thereto one new section relating to dental professionals practicing in hospitals.

SB 411—By Schatz.

An Act to repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bi-state metropolitan development district.

SB 412—By Schupp.

An Act to repeal section 393.1075, RSMo, and to enact in lieu thereof one new section relating to energy efficiency, with an existing penalty provision.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Fiscal Oversight, to which was referred SS for SCS for **SB 16**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Carol S. Comer, as Director of the Department of Natural Resources;

Also,

Anne L. Precythe, as Director of the Department of Corrections;

Also,

Sarah Hearne Steelman, as Commissioner of the Office of Administration;

Also,

Christine L. Chinn, as Director of the Department of Agriculture; and

Charles Andrew Juden, III, as Director of the Department of Public Safety.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion, which request was denied.

Senator Holsman requested the committee reports on Anne L. Precythe, as Director of the Department of Corrections and Carol S. Comer, as Director of the Department of Natural Resources, be voted on separately, which request was granted.

Senator Richard requested unanimous consent of the Senate to vote on the remaining committee reports in one motion, which request was granted.

Senator Richard moved that the remaining committee reports be adopted and the Senate do give its advice and consent to said appointments, which motion prevailed.

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following report:

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of Anne L. Precythe, as Director of the Department of Corrections, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Richard moved that the committee report be adopted and the Senate do give its advice and consent to the above appointment, which motion prevailed.

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following report:

Mr. President: Your Committee on Gubernatorial Appointments, to which was referred the appointment of Carol S. Comer, as Director of the Department of Natural Resources, beg leave to report that it has considered the same and recommends that the Senate do give its advice and consent to said appointment.

Senator Richard moved that the committee report be adopted and the Senate do give its advice and

consent to the above appointment, which motion prevailed.

SECOND READING OF SENATE BILLS

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

SB 367—Transportation, Infrastructure and Public Safety.

SB 368—Agriculture, Food Production and Outdoor Resources.

SB 369—Transportation, Infrastructure and Public Safety.

SB 370—Ways and Means.

SB 371—Health and Pensions.

SB 372—Professional Registration.

SB 373—Agriculture, Food Production and Outdoor Resources.

SB 374—Seniors, Families and Children.

SB 375—Seniors, Families and Children.

SB 376—General Laws.

SB 377—Seniors, Families and Children.

SB 378—Education.

SB 379—Transportation, Infrastructure and Public Safety.

SB 380—Transportation, Infrastructure and Public Safety.

SB 381—Professional Registration.

SB 382—Agriculture, Food Production and Outdoor Resources.

SB 383—Insurance and Banking.

SB 384—Commerce, Consumer Protection, Energy and the Environment.

SB 385—Judiciary and Civil and Criminal Jurisprudence.

SB 386—Insurance and Banking.

SB 387—Health and Pensions.

SB 388—Professional Registration.

SB 389—Local Government and Elections.

SB 390—Judiciary and Civil and Criminal Jurisprudence.

SB 391—Transportation, Infrastructure and Public Safety.

HOUSE BILLS ON SECOND READING

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

HB 95—Government Reform.

HB 153—Government Reform.

THIRD READING OF SENATE BILLS

SS for SCS for **SB 16**, introduced by Senator Kraus, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 16

An Act to repeal sections 144.010 and 144.605, RSMo, and to enact in lieu thereof two new sections relating to sales and use taxes for delivery charges.

Was taken up.

On motion of Senator Kraus, SS for SCS for **SB 16** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Kehoe	Koenig	Kraus	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Silvey
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Hummel—1

Vacancies—1

The President declared the bill passed.

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

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

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

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

February 8th, 2017

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Joseph A. Barbaglia, Democrat, 5327 Botanical Avenue, Saint Louis City, Missouri 63110, as a member of the Saint Louis City Board of Elections Commissioners, for a term ending January 10, 2021, and until his successor is duly appointed and qualified; vice, Erwin O. (Erv) Switzer, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

February 8th, 2017

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Lateacha Tigue, Republican, 5103 Wicklow Place, Saint Louis City, Missouri 63304, as a member of the Saint Louis City Board of Election Commissioners, for a term ending January 10, 2021, and until her successor is duly appointed and qualified; vice, Al W. Johnson, withdrawn.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

REPORTS OF STANDING COMMITTEES

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 SS for **SB 182**, 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.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, his wife, Aubrey, and son Willem, Columbia; and Willem was made an honorary page.

Senator Emery introduced to the Senate, the Physician of the Day, Dr. Warren Lovinger, and his wife Marilyn, Nevada; and Ryan Rader, St. Charles.

Senator Kehoe introduced to the Senate, Superintendent Chuck Woody, Principal Jeff Buthod; Coach Marcus Bridges; and Anna Massman, Katie Fechtel, Brianna Haller, Kendall Haller, Alyssa Struemph, Kailey Woody, Katelyn Vanderfetz, Alexis Fischer, Hannah Kloepel, Lindsie Conley, Madison Conley, Sierra Sankey, Erica Reinkemeyer and Hannah Kempker, members of the State Champion Fatima Comet girls cross country team; and members of the 2016 Class 2 State Third Place Fatima Comet boys cross country team.

Senator Cunningham introduced to the Senate, Tim Bean, West Plains.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, February 13, 2017.

SENATE CALENDAR

TWENTY-SECOND DAY-MONDAY, FEBRUARY 13, 2017

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 392-Holsman

SB 393-Dixon

SB 394-Romine	SB 404-Hegeman
SB 395-Hoskins	SB 405-Hegeman
SB 396-Wallingford	SB 406-Wasson
SB 397-Wallingford	SB 407-Riddle
SB 398-Romine	SB 408-Koenig
SB 399-Romine	SB 409-Koenig
SB 400-Hegeman	SB 410-Schatz
SB 401-Rowden	SB 411-Schatz
SB 402-Wieland	SB 412-Schupp
SB 403-Wieland	

THIRD READING OF SENATE BILLS

SS for SB 182-Onder

SENATE BILLS FOR PERFECTION

1. SB 5-Richard	8. SB 66-Schatz, with SCS
2. SB 237-Rowden, with SCS	9. SB 189-Kehoe, with SCS
3. SB 45-Romine	10. SB 28-Sater, with SCS
4. SB 113-Schatz, with SCS	11. SB 139-Sater, with SCS
5. SBs 37 & 244-Silvey, with SCS	12. SB 20-Brown
6. SB 74-Schaaf, with SCS	13. SB 6-Richard, with SCS
7. SB 43-Romine, with SCS	14. SB 11-Wasson, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 21-Brown

CONSENT CALENDAR

Senate Bills

Reported 2/2

SB 248-Kraus	SB 95-Sater
SB 82-Dixon, with SCS	SB 146-Romine
SB 108-Romine, with SCS	SB 125-Wasson
SB 52-Nasheed, with SCS	SB 8-Munzlinger
SB 111-Hegeman	SB 64-Schatz

RESOLUTIONS

SR 197-Richard