

Journal of the Senate

FIRST REGULAR SESSION

TWENTY-SEVENTH DAY—TUESDAY, FEBRUARY 21, 2017

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“I will wait patiently for the Lord; He inclines to me and heard my cries.” (Psalm 40:1)

Almighty God, You know us and listen to our cries and offer to mend our brokenness. As we gather together with others who may see life differently teach us to model Your grace so we may release grievances and be reconciled with one another, so that we may live the life of promise which You have offered and truly be Your servants. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	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 Kehoe offered Senate Resolution No. 299, regarding Samantha Gunn, Jefferson City, which was

adopted.

Senator Kehoe offered Senate Resolution No. 300, regarding Zachary Estes, Stover, which was adopted.

Senator Kehoe offered Senate Resolution No. 301, regarding Hope Heimsoth, Versailles, which was adopted.

Senator Kehoe offered Senate Resolution No. 302, regarding Quinton Ryerson, Versailles, which was adopted.

Senator Richard offered Senate Resolution No. 303, regarding Dr. Delores Honey, Carthage, which was adopted.

Senator Dixon offered Senate Resolution No. 304, regarding Randy Carpenter, Springfield, which was adopted.

Senator Rowden offered the following resolution:

SENATE RESOLUTION NO. 305

Whereas, Missouri residents with disabilities deserve the same choice of where, how, and with whom they work and spend their time as other Missouri residents; and

Whereas, Missouri sheltered workshops, in partnership with local businesses and industries, are an integral part of their local communities and economies; and

Whereas, programs and employment offered by Missouri sheltered workshops through projects contracted at their facilities, supported enclaves, contracts with Missouri rest stops, employment through AbilityOne contracts, and through independent work assignments provide Missouri residents with disabilities the opportunity to meet new people, gain new skills, and earn the respect, dignity, and ancillary human benefits that come with earning a paycheck and contributing to society; and

Whereas, approximately 6,400 Missouri residents with disabilities avail themselves of the opportunity to participate in these programs and related employment; and

Whereas, the parents, guardians, and caregivers of many of these participants support and attest to the benefits of those programs and the employment provided under those programs; and

Whereas, individuals with disabilities should be free to choose the settings in which they receive services or employment, including programs and employment offered by Missouri sheltered workshops; and

Whereas, Missouri residents with disabilities have a vested interest in choosing the type of employment that best suits their needs and each resident and that resident's family or caregiver deserves the State's support in maintaining that choice and continuing to allow an array of services and employment options that best suit that individual:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, First Regular Session hereby reaffirm Missouri's support of the services of Missouri sheltered workshops; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Assistant Commissioner of the Office of Special Education in the Department of Elementary and Special Education and the President of the Missouri Association of Sheltered Workshop Managers.

Senator Silvey offered Senate Resolution No. 306, regarding Eagle Scout Preston Dowden Wheeler, Kansas City, which was adopted.

INTRODUCTION OF BILLS

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

SB 448—By Emery.

An Act to repeal sections 536.017, 536.063, 536.085, 536.087, and 536.140, RSMo, and to enact in lieu thereof six new sections relating to administrative law procedures.

SB 449—By Wieland.

An Act to repeal section 68.045, RSMo, and to enact in lieu thereof one new section relating to port authorities.

SB 450—By Wieland.

An Act to repeal sections 333.330, 436.405, 436.430, 436.450, 436.455, 436.456, 436.457, and 436.460, RSMo, and to enact in lieu thereof eight new sections relating to preneed funeral contracts.

SB 451—By Nasheed.

An Act to repeal section 57.450, RSMo, and to enact in lieu thereof one new section relating to the office of sheriff of the city of St. Louis.

SB 452—By Hoskins.

An Act to amend chapter 313, RSMo, by adding thereto four new sections relating to video lottery.

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

Senator Kehoe announced photographers from the Springfield News-Leader were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

Senator Brown offered Senate Resolution No. 307, regarding Brenna Heavin, Rolla, which was adopted.

Senator Sater offered Senate Resolution No. 308, regarding Brian Anton, which was adopted.

Senator Libla offered Senate Resolution No. 309, regarding the One Hundredth Anniversary of the Southeast Missouri Chapter of the American Red Cross, which was adopted.

Senator Sater offered Senate Resolution No. 310, regarding Brad Boettler, which was adopted.

Senator Sater offered Senate Resolution No. 311, regarding Kim McCully-Mobley, which was adopted.

Senator Sater offered Senate Resolution No. 312, regarding Community Presbyterian Church, Forsyth, which was adopted.

Senator Sater offered Senate Resolution No. 313, regarding Dean Burton, which was adopted.

Senator Sater offered Senate Resolution No. 314, regarding the Ninetieth Birthday of Dorothy Osterloh, which was adopted.

Senator Sater offered Senate Resolution No. 315, regarding the Sixty-fifth Anniversary of Jack and Norma Blevins, Mount Vernon, which was adopted.

Senator Sater offered Senate Resolution No. 316, regarding the Ninety-ninth Birthday of Ruby Moore, Kimberling City, which was adopted.

Senator Sater offered Senate Resolution No. 317, regarding Joshelle Hargus, Aurora, which was

adopted.

SENATE BILLS FOR PERFECTION

Senator Schatz moved that **SB 113**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SCS** for **SB 113** was again taken up.

Senator Munzlinger offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 2, Section 287.120, Lines 7-8 of said page, by striking “his wife, her husband” and inserting in lieu thereof “**the employee’s spouse**”; and

Further amend said bill and section, Page 5, Line 15 of said page, by inserting after all of said line the following:

“11. The provisions of subsections 1 and 2 of this section shall apply to any case or causes of action pending on or brought on or after January 1, 2014, regardless of the date of injury or exposure.”.

President Pro Tem Richard assumed the Chair.

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

Senator Hegeman offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 15, Section 287.170, Line 11 of said page, by inserting after all of said line the following:

“287.243. 1. This section shall be known and may be cited as the “Line of Duty Compensation Act”.

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) “Air ambulance pilot”, a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services, division of regulation and licensure, 19 CSR 30-40.005, et seq.;

(2) “Air ambulance registered professional nurse”, a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;

(3) “**Child**”, any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter who, at the time of the law enforcement officer’s, emergency medical technician’s, air ambulance pilot’s, air ambulance registered professional nurse’s, or firefighter’s fatality is:

(a) Eighteen years of age or under;

(b) Over eighteen years of age and a student as defined in section 8101 of title 5, United States Code; or

(c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

(4) “Emergency medical technician”, a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

[(4)] (5) “Firefighter”, any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

[(5)] (6) “Killed in the line of duty”, when any person defined in this section loses his or her life when:

(a) Death is caused by an accident or the willful act of violence of another;

(b) The law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter is traveling to or from employment; or the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter is taking any meal break or other break which takes place while that individual is on duty;

(c) Death is the natural and probable consequence of the injury; and

(d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter. The division of workers’ compensation shall have the burden of proving such willful misconduct or intoxication;

[(6)] (7) “Law enforcement officer”, any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person’s life;

[(7)] (8) “Local governmental entity”, includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

[(8)] (9) “State”, the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

[(9)] (10) “Volunteer firefighter”, a person having principal employment other than as a firefighter, but

who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed [by the estate of] **by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter.** If a claim is made within one year of the date of death of a law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) If there is no child who survived the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter, to the surviving spouse of the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter;

(2) If there is at least one child who survived the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter, and a surviving spouse of the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter, fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving spouse;

(3) If there is no surviving spouse of the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter, to the surviving child, or children, in equal shares;

(4) If there is no surviving spouse of the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter to receive benefits under this subsection in the most recently executed designation of beneficiary of the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter on file at the time of death with the public safety agency, organization, or unit; or

(b) If there is no individual qualifying under paragraph (a), to the surviving individual, or individuals, in equal shares, designated by the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter to receive benefits under the most recently executed life insurance policy of the law enforcement officer, emergency

medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter on file at the time of death with the public safety agency, organization, or unit;

(5) If there is no individual qualifying under subdivisions (1), (2), (3), or (4) of this subsection, to the surviving parent, or parents, in equal shares, of the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter; or

(6) If there is no individual qualifying under subdivisions (1), (2), (3), (4), or (5) of this subsection, to the surviving individual, or individuals, in equal shares, who would otherwise qualify under the definition of the term “child” but for his or her age.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

(1) The name, address, and title or designation of the position in which the law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter was serving at the time of his or her death;

(2) The name and address of the claimant;

(3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and

(4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers' compensation shall make an investigation for substantiation of matters set forth in the application.

[5.] 6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

[6.] 7. Neither employers nor workers' compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney's fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

[7.] 8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers' compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

[8.] 9. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, 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.

[9.] **10.** The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

[10.] **11.** There is hereby created in the state treasury the “Line of Duty Compensation Fund”, which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims 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.

[11.] **12.** The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. 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 under 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 June 19, 2009, shall be invalid and void. “; and

Further amend the title and enacting clause accordingly.

President Parson assumed the Chair.

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

Senator Chappelle-Nadal offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 15, Section 287.170, Line 11 of said page, by inserting after all of said line the following:

“287.430. Except for a claim for recovery filed against the second injury fund **a claim based on any injury caused by exposure to radiological materials or equipment**, no proceedings for compensation under this chapter shall be maintained unless a claim therefor is filed with the division within two years after the date of injury or death, or the last payment made under this chapter on account of the injury or death, except that if the report of the injury or the death is not filed by the employer as required by section 287.380, the claim for compensation may be filed within three years after the date of injury, death, or last payment made under this chapter on account of the injury or death. The filing of any form, report, receipt, or agreement, other than a claim for compensation, shall not toll the running of the periods of limitation provided in this section. The filing of the report of injury or death three years or more after the date of injury, death, or last payment made under this chapter on account of the injury or death, shall not toll the running of the periods of limitation provided in this section, nor shall such filing reactivate or revive the period of time in which a claim may be filed. A claim against the second injury fund shall be filed within

two years after the date of the injury or within one year after a claim is filed against an employer or insurer pursuant to this chapter, whichever is later. **A claim based on any injury caused by exposure to radiological materials or equipment shall be filed within thirty years after the date of the injury.** all other respects the limitations shall be governed by the law of civil actions other than for the recovery of real property, but the appointment of a conservator shall be deemed the termination of the legal disability from minority or disability as defined in chapter 475. The statute of limitations contained in this section is one of extinction and not of repose.”; and

Further amend the title and enacting clause accordingly.

Senator Chappelle-Nadal moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Hummel, Rizzo, Sifton and Walsh.

SA 6 failed of adoption by the following vote:

YEAS—Senators

Chappelle-Nadal	Curls	Holsman	Hummel	Nasheed	Rizzo	Schaaf
Schupp	Sifton	Silvey	Walsh—11			

NAYS—Senators

Brown	Cunningham	Dixon	Eigel	Emery	Hegeman	Hoskins
Kehoe	Koenig	Kraus	Libla	Munzlinger	Onder	Richard
Riddle	Romine	Rowden	Sater	Schatz	Wallingford	Wieland—21

Absent—Senator Wasson—1

Absent with leave—Senators—None

Vacancies—1

Senator Holsman offered **SA 7**, which was read:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 4, Section 287.120, Line 11, by inserting after the word “presumption.” the following: **“The term “nonprescribed controlled drug” shall not include marijuana as that word is defined in section 195.010.”**

Senator Holsman moved that the above amendment be adopted.

At the request of Senator Holsman, **SA 7** was withdrawn.

Senator Sifton offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 9, Section 287.140, Lines 10-11, by striking all of the underlined language; and

Further amend said bill, page 15, section 287.170, lines 4-11 by striking all of said lines; and further amend said bill and page, section 287.780 by striking all of said section and inserting in lieu thereof the following:

“287.780. No employer or agent shall discharge or [in any way] discriminate against any employee for exercising any of his **or her** rights under this chapter **when the exercising of such rights is the contributing factor in the discharge or discrimination**. Any employee who has been discharged or discriminated against **in such manner** shall have a civil action for damages against his **or her** employer.”.

Senator Sifton moved that the above amendment be adopted.

Senator Sifton offered **SSA 1** for **SA 8**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 9, Section 287.140, Lines 10-11, by striking all of the underlined language; and

Further amend said bill, page 15, section 287.170, lines 4-11 by striking all of said lines; and further amend said bill and page, section 287.780 by striking all of said section and inserting in lieu thereof the following:

“287.780. No employer or agent shall discharge or [in any way] discriminate against any employee for exercising any of his **or her** rights under this chapter **when the exercising of such rights is the motivating factor in the discharge or discrimination**. Any employee who has been discharged or discriminated against **in such manner** shall have a civil action for damages against his **or her** employer.”.

Senator Sifton moved that the above substitute amendment be adopted.

Senator Sifton offered **SA 1** to **SSA 1** for **SA 8**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 8

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 8 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 1, Line 13, by inserting after the word “employer.” the following: **“The general assembly hereby expressly abrogates by this statute the decision of McBryde v. Ritenour School District, 207 S.W.3d 162 (Mo. App. E.D. 2006) and its progeny as it relates to whether or not the motivating factor standard is equivalent to the contributing factor standard.”**.

Senator Sifton moved that the above amendment be adopted.

At the request of Senator Sifton, **SA 8** was withdrawn, rendering **SSA 1** for **SA 8** and **SA 1** to **SSA 1** for **SA 8** moot.

Senator Sifton offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 9, Section 287.140, Lines 10-11, by striking all of the underlined language; and

Further amend said bill, page 15, section 287.780, lines 13-20 by striking all of said lines and inserting in lieu thereof the following: “way] discriminate against any employee for exercising any of his **or her** rights under this chapter **when the exercising of such rights is a motivating factor in the discharge or**

discrimination. Any employee who has been discharged or discriminated against **in such manner** shall have a civil action for damages against his **or her** employer. **For purposes of this section, “motivating factor” shall mean that the employee’s exercise of his or her rights under this chapter actually played a role in the discharge or discrimination and motivated the discharge or discrimination.”**

Senator Sifton moved that the above amendment be adopted.

Senator Schatz offered **SA 1 to SA 9:**

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 9

Amend Senate Amendment No. 9 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 1, Line 7, by striking the word “a” and inserting in lieu thereof the following: “**the**”; and further amend line 13 by striking the word “motivated” and inserting in lieu thereof the following: “**had a determinative influence on**”.

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

Senator Sifton moved that **SA 9**, as amended, be adopted, which motion prevailed.

Senator Walsh offered **SA 10:**

SENATE AMENDMENT NO. 10

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 113, Page 15, Section 287.170, Line 7 of said page, by inserting immediately after the word “employee” the following: “**within a reasonable degree of medical certainty**”.

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

Senator Schatz moved that **SS for SCS for SB 113**, as amended, be adopted, which motion prevailed.

On motion of Senator Schatz, **SS for SCS for SB 113**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

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, after examination of **SB 142**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 88**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 129**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

COMMUNICATIONS

Senator Munzlinger submitted the following:

February 21, 2017

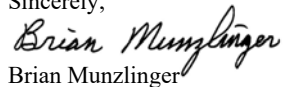
Ms. Adriane Crouse
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse,

Pursuant to Senate Rule 45, I respectfully request that Senate Bill 376 be removed from the consent calendar.

Your assistance in this matter is appreciated.

Sincerely,


Brian Munzlinger

Senator District 18

Senator Schaaf submitted the following:

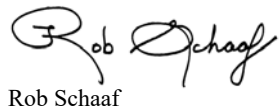
February 21, 2017

Adriane Crouse
Secretary of the Senate
State Capitol, Rm. 325
201 W. Capitol Avenue
Jefferson City, MO 65101

Dear Madam Secretary:

Pursuant to Rule 45, I object to the placement of SB 275 on the Senate Consent Calendar and respectfully request it be removed.

Sincerely,


Rob Schaaf

RESOLUTIONS

Senator Libla offered Senate Resolution No. 318, regarding Gunner Smith, which was adopted.

Senator Romine offered Senate Resolution No. 319, regarding Taleasa Berry, which was adopted.

INTRODUCTION OF GUESTS

On behalf of Senator Schupp and himself, Senator Schatz introduced to the Senate, the Physician of the Day, Dr. Ravi S. Johar, and his wife, Kay, Chesterfield.

Senator Hegeman introduced to the Senate, Madelyn Derks, King City.

Senator Cunningham introduced to the Senate, Mike and Michelle Kimrey, Marshfield.

Senator Kehoe introduced to the Senate, Emily Bauwens, Chesterfield; Daven Turner, Spanish Lake; Alex Boedecker, Elsberry; and J. P. Nash, Kirkwood; representatives of the Missouri Alliance of YMCAs.

Senator Holsman introduced to the Senate, Interim President Anthony R. Ross, Metropolitan Community College.

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

SENATE CALENDAR

TWENTY-EIGHTH DAY—WEDNESDAY, FEBRUARY 22, 2017

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 423-Sater	HB 438-Holsman
SB 424-Holsman	SB 439-Riddle
SB 425-Sifton	SB 440-Brown
SB 426-Wasson	SB 441-Hegeman
SB 427-Wasson	SB 442-Hegeman
SB 428-Eigel	SB 443-Chappelle-Nadal
SB 429-Rowden	SB 444-Rowden
SB 430-Cunningham	SB 445-Rowden
SB 431-Emery	SB 446-Rowden
SB 432-Koenig	SB 447-Rowden
SB 433-Sater	SB 448-Emery
SB 434-Sater	SB 449-Wieland
SB 435-Cunningham	SB 450-Wieland
SB 436-Curls	SB 451-Nasheed
SB 437-Holsman	SB 452-Hoskins

HOUSE BILLS ON SECOND READING

HCS for HB 57	HCS for HB 427
HCS for HBs 302 & 228	HB 336-Shull
HCS for HB 230	HB 58-Haefner
HB 126-Vescovo	HCS for HB 422
HB 85-Redmon	HCS for HBs 337, 259 & 575

THIRD READING OF SENATE BILLS

SB 45-Romine

SENATE BILLS FOR PERFECTION

1. SBs 37 & 244-Silvey, with SCS
2. SB 74-Schaaf, with SCS
3. SB 43-Romine, with SCS
4. SB 66-Schatz, with SCS
5. SB 189-Kehoe, with SCS
6. SB 28-Sater, with SCS
7. SB 139-Sater, with SCS
8. SB 20-Brown
9. SB 6-Richard, with SCS
10. SB 11-Wasson, with SCS
11. SB 228-Koenig
12. SB 62-Hegeman
13. SBs 314 & 340-Schatz and Nasheed,
with SCS
14. SB 34-Cunningham
15. SB 65-Schatz
16. SB 185-Onder, et al, with SCS
17. SB 10-Wasson and Richard, with SCS
18. SB 199-Wasson
19. SB 349-Wasson
20. SB 293-Romine
21. SB 190-Emery and Nasheed, with SCS
22. SB 184-Emery
23. SB 22-Chappelle-Nadal
24. SB 32-Emery, with SCS
25. SB 258-Munzlinger
26. SB 259-Munzlinger
27. SB 260-Munzlinger
28. SB 261-Munzlinger
29. SB 262-Munzlinger
30. SB 213-Rowden, with SCS
31. SB 123-Munzlinger
32. SB 283-Hegeman
33. SB 284-Hegeman, with SCS
34. SB 124-Wasson
35. SB 35-Cunningham
36. SB 114-Schatz
37. SB 247-Kraus, with SCS
38. SB 325-Kraus
39. SBs 285 & 17-Koenig, with SCS
40. SB 160-Sater, with SCS
41. SB 41-Wallingford and Emery
42. SB 67-Onder, et al
43. SB 195-Koenig
44. SB 18-Kraus
45. SB 290-Schatz, with SCS
46. SB 330-Munzlinger
47. SBs 44 & 63-Romine, with SCS
48. SB 328-Romine, with SCS
49. SB 188-Munzlinger, with SCS
50. SB 102-Cunningham, with SCS
51. SB 303-Wieland, with SCS
52. SB 49-Walsh, with SCS
53. SB 147-Romine
54. SJR 9-Romine, with SCS
55. SB 122-Munzlinger, with SCS
56. SB 227-Koenig, with SCS
57. SB 210-Onder, with SCS
58. SB 220-Riddle, with SCS
59. SB 97-Sater, with SCS
60. SB 176-Dixon
61. SB 13-Dixon
62. SB 177-Dixon, with SCS
63. SB 68-Onder and Nasheed
64. SB 126-Wasson
65. SB 221-Riddle
66. SB 83-Dixon
67. SB 99-Emery
68. SB 171-Dixon and Sifton, with SCS
69. SB 158-Dixon
70. SB 157-Dixon, with SCS
71. SB 81-Dixon
72. SB 178-Dixon
73. SB 204-Sifton
74. SB 84-Kraus, with SCS
75. SB 163-Romine

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 5-Richard

SB 21-Brown

CONSENT CALENDAR

Senate Bills

Reported 2/16

SB 309-Walsh and Onder, with SCS

SB 229-Riddle, with SCS

SB 50-Walsh

SB 194-Wallingford

SB 25-Curls

SB 225-Schatz

SB 322-Wieland and Romine, with SCS

SB 217-Nasheed, with SCS

SB 326-Kraus

SB 252-Dixon, with SCS

SB 128-Dixon, with SCS

SB 299-Curls

RESOLUTIONS

SR 197-Richard

To be Referred

SR 305-Rowden

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