

Journal of the Senate

FIRST REGULAR SESSION

THIRTY-NINTH DAY—TUESDAY, MARCH 14, 2017

The Senate met pursuant to adjournment.

Senator Kraus in the Chair.

Reverend Carl Gauck offered the following prayer:

“Righteousness will go before him, and will make a path for his steps.” (Psalm 85:13)

My Lord and God if we are to succeed in finding meaning to our lives we know that we are to be a people of integrity and love. Only then will we succeed and find the significance You have placed there for us. Help us to be consistent knowing that there are days in which we are up and others which we are down but all days hold the promise of Your presence and the affirmation of living the life You have given us. 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

RESOLUTIONS

Senator Hummel offered Senate Resolution No. 456, regarding Henry “Hank” Schlicter, Webster Groves, which was adopted.

Senator Hummel offered Senate Resolution No. 457, regarding Eagle Scout Luke Trask, St. Louis, which was adopted.

Senator Brown offered Senate Resolution No. 458, regarding the Randy Terrell family, Lake of the Ozarks, which was adopted.

Senator Brown offered Senate Resolution No. 459, regarding Julia Gillman, which was adopted.

Senator Brown offered Senate Resolution No. 460, regarding Allyson Mack, which was adopted.

Senator Brown offered Senate Resolution No. 461, regarding Lauren Gray, which was adopted.

Senator Brown offered Senate Resolution No. 462, regarding Ashanti Owusu-Brafi, which was adopted.

Senator Wallingford offered Senate Resolution No. 463, regarding Robert Waldo Hays, Sikeston, which was adopted.

Senator Richard offered Senate Resolution No. 464, regarding the Rotary Club, Carthage, which was adopted.

Senator Rizzo offered Senate Resolution No. 465, regarding Allison Shewmaker, Independence, which was adopted.

REFERRALS

President Pro Tem Richard referred **HCS** for **HB 662**, with **SCS**, to the Committee on Fiscal Oversight.

SENATE BILLS FOR PERFECTION

Senator Wasson moved that **SB 10**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 10**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 10

An Act to repeal sections 620.800, 620.803, 620.806, 620.809, and 620.2005, RSMo, and to enact in lieu thereof five new sections relating to financial incentives for job creation.

Was taken up.

Senator Wasson moved that **SCS** for **SB 10** be adopted.

Senator Wasson offered **SS** for **SCS** for **SB 10**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 10

An Act to repeal sections 620.800, 620.803, 620.806, 620.809, and 620.2005, RSMo, and to enact in lieu thereof five new sections relating to financial incentives for job creation.

Senator Wasson moved that **SS** for **SCS** for **SB 10** be adopted.

Senator Rowden assumed the Chair.

At the request of Senator Wasson, **SB 10**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 28**.

HOUSE CONCURRENT RESOLUTION NO. 28

WHEREAS, Missouri residents with disabilities are deserving of having 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 business and industry, are an integral part of their local communities and their economies; and

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

WHEREAS, approximately 6,000 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 these programs and the employment provided under them; 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's sheltered workshops through projects contracted at their facilities, supported enclaves, contracts at Missouri's rest stops, employment through AbilityOne contracts, and independent work assignments:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, First Regular Session, the Senate concurring therein, hereby reaffirm Missouri's support of the services of the sheltered workshops of our state.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HCR 19**.

HOUSE COMMITTEE SUBSTITUTE
HOUSE CONCURRENT RESOLUTION NO. 19

Relating to the financing of educational facilities.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

WHEREAS, section 21.527, RSMo, requires the approval of the General Assembly that certain projects to be funded by revenue bonds shall be secured by a pledge of future appropriations to be made by the General Assembly; and

WHEREAS, the General Assembly is desirous of approving a project for a new building to house the University of Missouri - Kansas City Conservatory of Music and Dance on the University of Missouri - Kansas City campus to be funded in part by revenue bonds secured by a pledge of future appropriations to be made by the General Assembly:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-ninth General Assembly, First Regular Session, the Senate concurring therein, hereby approve the following:

1. A conservatory building project and related facilities for the University of Missouri - Kansas City campus;
2. A total estimated project cost, including furnishings and equipment, of ninety-six million dollars;
3. A maximum project cost of forty-eight million dollars, provided as the state's share, to be funded, on or before July 1, 2020, by revenue bonds secured by a pledge of future appropriations to be made by the General Assembly;
4. The Health and Educational Facilities Authority of the State of Missouri (MOHEFA) shall assist the state in the issuance of revenue

bonds in an amount sufficient to pay the state's share of the project cost, plus debt service reserve, capitalized interests, and costs of issuance, to be payable over a term not to exceed ten years; and

5. The remainder of the project cost to be funded by contributions, donations, grants, and other funds provided by the Curators of the University of Missouri; and

BE IT FURTHER RESOLVED that the members of the Missouri General Assembly state the intent of the General Assembly, during each fiscal year of the state during the term of such revenue bonds, to appropriate funds sufficient to pay the debt service on such revenue bonds; and

BE IT FURTHER RESOLVED that the members of the Missouri General Assembly authorize and direct the Office of Administration and such other state departments, offices, and agencies as the Office of Administration may deem necessary or appropriate to:

1. Assist the staff and advisors of the Curators of the University of Missouri in implementing the project and in issuing such revenue bonds for the state's share of the project costs; and

2. Execute and deliver documents and certificates related to such revenue bonds consistent with the terms of this resolution; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

RESOLUTIONS

Senator Walsh offered Senate Resolution No. 466, regarding Eagle Scout Ethan Anthony Nugen, Florissant, which was adopted.

Senator Schupp offered Senate Resolution No. 467, regarding Kirk M. Schreiber, which was adopted.

Senator Schupp offered Senate Resolution No. 468, regarding the One Hundredth Birthday of Vivian Zwick, St. Louis, which was adopted.

Senator Schupp offered Senate Resolution No. 469, regarding Jesse Richard "Jack" Bodine, Saint Louis, which was adopted.

Senator Schupp offered Senate Resolution No. 470, regarding Kris Kellams, St. Charles, which was adopted.

On motion of Senator Kehoe, the Senate recessed until 5:00 p.m.

RECESS

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

SENATE BILLS FOR PERFECTION

Senator Wasson moved that **SB 10**, with **SCS** and **SS** for **SCS**, be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Wasson offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 10, Page 11, Section 620.803, Line 6 of said page, by inserting immediately after "entities" the following: "**, not to exceed fifty thousand dollars annually,**"; and

Further amend said bill, page 18, section 620.809, line 12 of said page, by inserting immediately after "(2)" the following: "**Subject to appropriation,**"; and

Further amend said bill, page 25, section 620.2005, line 17 of said page, by striking the opening bracket “[”]; and further amend line 21 of said page, by striking the following: “[owners”]; and

Further amend said bill and section, page 27, lines 18-26 of said page, by striking all of said lines and inserting in lieu thereof the following: “**of a change of ownership in the company**”; and

Further amend said bill and section, page 28, lines 7-19 of said page, by striking all of the underlined language; and

Further renumber the remaining subdivisions accordingly.

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

Senator Wasson moved that **SS for SCS for SB 10**, as amended, be adopted, which motion prevailed.

On motion of Senator Wasson, **SS for SCS for SB 10**, as amended, was declared perfected and ordered printed.

HOUSE BILLS ON THIRD READING

Senator Onder moved that **HB 251**, with **SCS**, **SS for SCS** and **SA 2** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 2 was again taken up.

Senator Kehoe assumed the Chair.

Senator Wallingford assumed the Chair.

Senator Hummel offered **SA 3** to **SA 2**:

SENATE AMENDMENT NO. 3 TO SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Committee Substitute for House Bill No. 251, Page 1, Line 4, by inserting an opening bracket “[” immediately after the word “Employees”, and further amend line 6 by inserting a closing bracket “]” immediately after the word “universities,”; and further amend line 15 by inserting an opening bracket “[” immediately after the word “organization”; and further amend line 18, by inserting a closing bracket “]” immediately after the word “ancestry”; and

Further amend said amendment, page 2, line 2 by inserting after all of said line the following: “Further amend said bill and page, Section 105.515, lines 11-15 by striking all of said section from the bill; and”.

Senator Hummel moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

President Pro Tem Richard assumed the Chair.

At the request of Senator Onder, **HB 251**, with **SCS**, **SS for SCS**, **SA 2** and **SA 3** to **SA 2** (pending), was placed on the Informal Calendar.

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 SCS for SB 10**, 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.

RESOLUTIONS

Senator Schaaf offered Senate Resolution No. 471, regarding the Fiftieth Wedding Anniversary of Duane and Donna Turk, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 472, regarding the Fiftieth Wedding Anniversary of Roy and Peggy Fortner, St. Joseph, which was adopted.

COMMUNICATIONS

Senator Emery submitted the following:

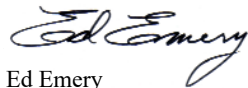
March 14, 2017

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

Dear Ms. Crouse:

Pursuant to Senate Rule 45, I am requesting that SB 392 be removed from the Consent Calendar.

Sincerely,



Ed Emery

Also,

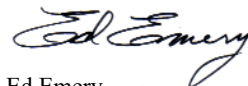
March 14, 2017

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

Dear Ms. Crouse:

Pursuant to Senate Rule 45, I am requesting that SB 404 be removed from the Consent Calendar.

Sincerely,



Ed Emery

Senator Schupp submitted the following:

March 14, 2017

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

Dear Ms. Crouse:

Pursuant to Senate Rule 45, I respectfully request that Senate Bill 384 be removed from the consent calendar.

Thank you for considering this request.

Truly,



Jill Schupp
State Senator
District 24

INTRODUCTION OF GUESTS

Senator Munzlinger introduced to the Senate, Lori Smith, Kirksville; and representatives of the Missouri County Treasurers Association.

Senator Libla introduced to the Senate, Herman Styles, Poplar Bluff.

Senator Brown introduced to the Senate, his daughter, Danette Sherrill; and his grandson, Tristen Brown.

Senator Kehoe introduced to the Senate, Principal Lisa Grellner; Shelly Klebba, Kelly McReynolds, Travis Plume; and students Troy Ludwig, Emily Wilson, Caden Clough, Ellie Plume, Zoey Jones, Jack Klebba, Cole Scheulen, Curtis Deeken, Hope Wolfe and Karoline Klebba, St. George Catholic School, Linn.

Senator Emery introduced to the Senate, Angie Haas and Patricia Woods, Carthage.

Senator Chappelle-Nadal introduced to the Senate, representatives of Alpha Kappa Alpha Sorority.

Senator Sater introduced to the Senate, Robert Deffenbaugh, Ben Reuter, Cathy Nunley and Tammi Wilkes, Cassville.

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

SENATE CALENDAR

FORTIETH DAY—WEDNESDAY, MARCH 15, 2017

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 248-Fitzwater
HCS for HB 199
HCS for HB 441
HB 587-Redmon
HB 558-Ross
HB 586-Rhoads
HB 52-Andrews
HCS for HB 247

HB 599-Hansen
HB 557-Ross
HB 262-Sommer
HB 28-Pike
HB 49-Roeber
HB 390-Vescovo
HB 61-Alferman
HB 128-Davis

HCS for HB 253
HCS for HB 647

HCS for HB 703

THIRD READING OF SENATE BILLS

SS for SCS for SB 10-Wasson

SENATE BILLS FOR PERFECTION

- | | |
|---------------------------------------|---------------------------------------|
| 1. SB 199-Wasson | 36. SB 147-Romine |
| 2. SB 349-Wasson | 37. SJR 9-Romine, with SCS |
| 3. SB 293-Romine | 38. SB 122-Munzlinger, with SCS |
| 4. SB 190-Emery and Nasheed, with SCS | 39. SB 227-Koenig, with SCS |
| 5. SB 184-Emery | 40. SB 210-Onder, with SCS |
| 6. SB 22-Chappelle-Nadal | 41. SB 220-Riddle, with SCS |
| 7. SB 32-Emery, with SCS | 42. SB 97-Sater, with SCS |
| 8. SB 258-Munzlinger | 43. SB 176-Dixon |
| 9. SB 259-Munzlinger | 44. SB 13-Dixon |
| 10. SB 260-Munzlinger | 45. SB 177-Dixon, with SCS |
| 11. SB 261-Munzlinger | 46. SB 68-Onder and Nasheed |
| 12. SB 262-Munzlinger | 47. SB 126-Wasson |
| 13. SB 213-Rowden, with SCS | 48. SB 221-Riddle |
| 14. SB 123-Munzlinger | 49. SB 83-Dixon |
| 15. SB 283-Hegeman | 50. SB 99-Emery |
| 16. SB 284-Hegeman, with SCS | 51. SB 171-Dixon and Sifton, with SCS |
| 17. SB 124-Wasson | 52. SB 158-Dixon |
| 18. SB 35-Cunningham | 53. SB 157-Dixon, with SCS |
| 19. SB 114-Schatz | 54. SB 81-Dixon |
| 20. SB 247-Kraus, with SCS | 55. SB 178-Dixon |
| 21. SB 325-Kraus | 56. SB 204-Sifton |
| 22. SBs 285 & 17-Koenig, with SCS | 57. SB 84-Kraus, with SCS |
| 23. SB 160-Sater, with SCS | 58. SB 163-Romine |
| 24. SB 41-Wallingford and Emery | 59. SB 242-Emery, with SCS |
| 25. SB 67-Onder, et al | 60. SB 371-Schaaf |
| 26. SB 195-Koenig | 61. SB 333-Schaaf, with SCS |
| 27. SB 18-Kraus | 62. SB 295-Schaaf, with SCS |
| 28. SB 290-Schatz, with SCS | 63. SB 409-Koenig |
| 29. SB 330-Munzlinger | 64. SB 141-Emery |
| 30. SBs 44 & 63-Romine, with SCS | 65. SB 203-Sifton, with SCS |
| 31. SB 328-Romine, with SCS | 66. SB 410-Schatz |
| 32. SB 188-Munzlinger, with SCS | 67. SB 368-Rowden |
| 33. SB 102-Cunningham, with SCS | 68. SB 331-Hegeman |
| 34. SB 303-Wieland, with SCS | 69. SB 348-Wasson |
| 35. SB 49-Walsh, with SCS | 70. SB 406-Wasson and Sater |

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|---------------------------------------|--|
| 71. SB 142-Emery | 95. SB 267-Schatz, with SCS |
| 72. SB 129-Dixon and Sifton, with SCS | 96. SB 383-Eigel and Wieland |
| 73. SB 96-Sater and Emery | 97. SB 336-Wieland |
| 74. SB 103-Wallingford | 98. SB 223-Schatz, with SCS |
| 75. SB 196-Koenig | 99. SB 263-Riddle |
| 76. SB 230-Riddle | 100. SB 243-Hegeman |
| 77. SB 88-Brown, with SCS | 101. SB 156-Munzlinger, with SCS |
| 78. SB 200-Libla | 102. SB 85-Kraus, with SCS |
| 79. SB 201-Onder, with SCS | 103. SB 180-Nasheed, with SCS |
| 80. SB 183-Hoskins, with SCS | 104. SB 233-Wallingford |
| 81. SB 130-Kraus, with SCS | 105. SB 61-Hegeman, with SCS |
| 82. SB 80-Wasson, with SCS | 106. SJR 11-Hegeman, with SCS |
| 83. SB 250-Kehoe | 107. SB 358-Wieland |
| 84. SJR 12-Eigel | 108. SB 316-Rowden, with SCS |
| 85. SB 144-Wallingford | 109. SB 376-Hoskins |
| 86. SB 280-Hoskins, with SCS | 110. SB 252-Dixon, with SCS |
| 87. SB 115-Schupp, with SCS | 111. SB 117-Schupp, with SCS |
| 88. SB 362-Hummel | 112. SB 138-Sater |
| 89. SB 298-Curls | 113. SB 271-Wasson and Richard, with SCS |
| 90. SB 234-Libla, with SCS | 114. SB 426-Wasson, with SCS |
| 91. SB 442-Hegeman | 115. SB 46-Libla, with SCS |
| 92. SB 76-Munzlinger | 116. SB 145-Wallingford, with SCS |
| 93. SB 389-Sater, with SCS | 117. SB 381-Riddle |
| 94. SB 286-Rizzo | 118. SB 418-Hegeman, with SCS |

HOUSE BILLS ON THIRD READING

- | | |
|--|---------------------------------------|
| HB 95-McGaugh (Emery) | HCS for HB 662, with SCS (Munzlinger) |
| HB 153-Corlew (Libla) | (In Fiscal Oversight) |
| HCS for HBs 302 & 228, with SCS
(Onder) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 5-Richard | SB 185-Onder, et al, with SCS |
| SB 6-Richard, with SCS | SB 189-Kehoe, with SCS |
| SB 20-Brown | SB 228-Koenig, with SS & SA 1 (pending) |
| SB 21-Brown | SBs 314 & 340-Schatz, et al, with SCS |
| SB 28-Sater, with SCS (pending) | |
| SBs 37 & 244-Silvey, with SCS, SS for
SCS & SA 1 (pending) | |

HOUSE BILLS ON THIRD READING

HCS for HB 130, with SCS, SS for SCS & SA 6 (pending) (Onder)

HB 251-Taylor, with SCS, SS for SCS, SA 2 & SA 3 to SA 2 (pending) (Onder)

CONSENT CALENDAR

Senate Bills

Reported 3/2

SB 296-Hummel
SB 394-Romine
SB 334-Sater, with SCS
SB 363-Chappelle-Nadal
SB 279-Kraus, with SCS
SB 332-Hegeman
SB 93-Curls, with SCS

SB 112-Schatz, with SCS
SB 366-Koenig
SB 302-Wieland
SB 222-Riddle
SB 282-Hegeman
SB 329-Kehoe

Reported 3/9

SB 405-Hegeman, with SCS
SB 30-Sater
SB 411-Schatz
SB 161-Sater, with SCS
SB 134-Chappelle-Nadal

SBs 300 & 306-Sater, with SCS
SB 486-Kehoe
SB 488-Kehoe
SB 421-Rizzo, with SCS

RESOLUTIONS

SR 197-Richard

Reported from Committee

SCR 4-Kehoe

SCR 14-Hoskins

To be Referred

HCS for HCR 19

HCR 28-Rowland

