

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SECOND DAY—THURSDAY, MARCH 4, 2010

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“You who seek God, let your heart revive.” (Psalm 69:32b)

We acknowledge that the heart is seen by us as the seat of human emotion that often directs our behavior and words. So help us O Lord to weed from our heart that which threatens our undoing but rather fill it with faith, hope and love for You, our families, and our neighbors. Help us be open vessels to receive Your blessing that we may bless others. Help us be revived in this Spring break, to strengthen our minds, bodies and souls, resting in You. 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 Engler announced that photographers from KRCG-TV were given permission to take pictures in the Senate Chamber today.

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

Present—Senators

Barnitz	Bartle	Bray	Callahan	Champion	Clemens	Crowell	Cunningham
Days	Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Keaveny
Lager	Lembke	Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway
Rupp	Schaefer	Schmitt	Scott	Shields	Shoemyer	Stouffer	Vogel
Wilson	Wright-Jones—34						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Lager offered Senate Resolution No. 1805, regarding Ronald E. Lager, Maryville, which was adopted.

Senator Lager offered Senate Resolution No. 1806, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Joe King, Green City, which was adopted.

Senator Lager offered Senate Resolution No. 1807, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Duane Cooley, which was adopted.

Senator Lager offered Senate Resolution No. 1808, regarding the One Hundredth Birthday of Suedena Dysart-Burns, Mound City, which was adopted.

Senator Nodler offered Senate Resolution No. 1809, regarding Charles E. “Sonny” Bunnell, Joplin, which was adopted.

Senator Griesheimer offered Senate Resolution No. 1810, regarding Melissa Leuthauser, Villa Ridge, which was adopted.

THIRD READING OF SENATE BILLS

SS No. 2 for **SCS** for **SB 577**, introduced by Senator Shields, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 577

An Act to repeal sections 105.955, 105.957, 105.959, 105.961, 105.966, 130.021, 130.031, and 130.044, RSMo, and to enact in lieu thereof eight new sections relating to Missouri ethics commission oversight over public officials while serving in and running for office, with penalty provisions.

Was taken up.

On motion of Senator Shields, **SS No. 2** for **SCS** for **SB 577** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson—31	

NAYS—Senators—None

Absent—Senator Wright-Jones—1

Absent with leave—Senators

Bray Days—2

Vacancies—None

The President declared the bill passed.

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

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

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

Senator Pearce assumed the Chair.

SB 773, introduced by Senator Dempsey, entitled:

An Act to repeal section 362.111, RSMo, and to enact in lieu thereof one new section relating to international transactions.

Was taken up.

On motion of Senator Dempsey, **SB 773** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Bray Days—2

Vacancies—None

The President declared the bill passed.

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

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

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

SB 801, introduced by Senator Rupp, entitled:

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to identity theft protection.

Was taken up.

On motion of Senator Rupp, **SB 801** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Bray Days—2

Vacancies—None

The President declared the bill passed.

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

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

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

SCS for SB 754, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 754

An Act to repeal sections 214.160, 214.270, 214.276, 214.277, 214.283, 214.290, 214.300, 214.310, 214.320, 214.325, 214.330, 214.335, 214.340, 214.345, 214.360, 214.363, 214.365, 214.367, 214.387, 214.392, 214.400, 214.410, 214.500, 214.504, 214.508, 214.512, 214.516, and 214.550, RSMo, and to enact in lieu thereof thirty new sections relating to cemeteries, with penalty provisions.

Was taken up by Senator Dempsey.

On motion of Senator Dempsey, **SCS for SB 754** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bartle	Callahan	Champion	Clemens	Crowell	Dempsey	Engler	Goodman
Green	Griesheimer	Justus	Keaveny	Lager	Lembke	Mayer	McKenna
Nodler	Pearce	Purgason	Rupp	Schaefer	Schmitt	Scott	Shields
Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—29			

NAYS—Senators

Barnitz Cunningham Ridgeway—3

Absent—Senators—None

Absent with leave—Senators

Bray Days—2

Vacancies—None

The President declared the bill passed.

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

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

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

SB 767, introduced by Senator Bartle, entitled:

An Act to repeal section 488.429, RSMo, and to enact in lieu thereof one new section relating to funds for courtroom renovation and technology enhancement.

Was taken up.

On motion of Senator Bartle, **SB 767** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Bray	Days—2
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Vacancies—None

The President declared the bill passed.

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

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

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

SCS for **SB 630**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 630

An Act to repeal sections 137.115, 362.105, 365.020, 365.200, 369.229, 370.300, 400.9-303, 400.9-311, 408.015, 408.250, 441.005, 442.010, 513.010, 700.010, 700.100, 700.111, 700.320, 700.350, 700.360, 700.370, 700.375, 700.385, 700.525, 700.527, 700.529, 700.530, 700.531, 700.533, 700.535, 700.537, 700.539, and 700.630, RSMo, and to enact in lieu thereof twenty-nine new sections relating to manufactured homes, with penalty provisions and an effective date.

Was taken up by Senator Cunningham.

On motion of Senator Cunningham, **SCS** for **SB 630** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Bray Days—2

Vacancies—None

The President declared the bill passed.

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

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

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

Senator Griesheimer assumed the Chair.

SCS for **SB 774**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 774

An Act to repeal section 630.220, RSMo, and to enact in lieu thereof two new sections relating to department of mental health protection measures, with penalty provisions.

Was taken up by Senator Lembke.

On motion of Senator Lembke, **SCS** for **SB 774** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—31	

NAYS—Senators—None

Absent—Senator Scott—1

Absent with leave—Senators

Bray Days—2

Vacancies—None

The President declared the bill passed.

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

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

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

SB 900, introduced by Senator Rupp, entitled:

An Act to repeal sections 376.717, 376.718, 376.724, 376.725, 376.732, 376.733, 376.734, 376.735, 376.737, 376.738, 376.740, 376.743, and 376.758, RSMo, and to enact in lieu thereof thirteen new sections relating to the Missouri life and health insurance guaranty association act.

Was taken up.

On motion of Senator Rupp, **SB 900** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Griesheimer	Justus	Keaveny	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Ridgeway	Rupp	Schaefer	Schmitt	Scott
Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—30		

NAYS—Senators—None

Absent—Senators

Green	Purgason—2
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Absent with leave—Senators

Bray	Days—2
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Vacancies—None

The President declared the bill passed.

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

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

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

SB 897, introduced by Senator Lager, entitled:

An Act to repeal section 386.210, RSMo, and to enact in lieu thereof one new section relating to public service commissioners, with an emergency clause.

Was taken up.

On motion of Senator Lager, **SB 897** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Cunningham	Dempsey	Engler
Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—31	

NAYS—Senator Crowell—1

Absent—Senators—None

Absent with leave—Senators

Bray Days—2

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Cunningham	Dempsey	Engler
Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Rupp	Schaefer	Schmitt	Scott
Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—30		

NAYS—Senators

Crowell Ridgeway—2

Absent—Senators—None

Absent with leave—Senators

Bray Days—2

Vacancies—None

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

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

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

SB 768, introduced by Senator Bartle, entitled:

An Act to repeal sections 167.151 and 168.151, RSMo, and to enact in lieu thereof two new sections relating to payment of tuition for certain nonresident students in certain school districts, with penalty provisions for a certain section.

Was taken up.

On motion of Senator Bartle, **SB 768** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson—30		

NAYS—Senators

Ridgeway	Wright-Jones—2
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Absent—Senators—None

Absent with leave—Senators

Bray	Days—2
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Vacancies—None

The President declared the bill passed.

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

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

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

SCS for **SB 685**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 685

An Act to repeal section 375.1255, RSMo, and to enact in lieu thereof two new sections relating to the financial condition of certain insurance companies.

Was taken up by Senator Rupp.

On motion of Senator Rupp, **SCS** for **SB 685** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Bray	Days—2
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Vacancies—None

The President declared the bill passed.

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

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

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

SB 614, introduced by Senator Wilson, entitled:

An Act to repeal section 160.775, RSMo, and to enact in lieu thereof one new section relating to anti-bullying policies.

Was taken up.

On motion of Senator Wilson, **SB 614** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Clemens	Crowell	Cunningham	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Keaveny	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Bray Days—2

Vacancies—None

The President declared the bill passed.

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

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

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

REPORTS OF STANDING COMMITTEES

Senator Shields, 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 and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

M. Joan D’Ambrose and Maureen Dempsey, as members of the Alzheimer’s State Plan Task Force;

Also,

Lowell Mohler, Republican, as a member of the State Fair Commission;

Also,

Rebeka R. McIntosh, as a member of the Child Abuse and Neglect Review Board;

Also,

Ann K. Shelton, as a member of the Missouri State Board of Nursing;

Also,

Craig A. Van Matre, Democrat, as a member of the Coordinating Board for Higher Education;

Also,

Alvin L. Brooks, Democrat, as a member of the Kansas City Board of Police Commissioners;

Also,

Sreenivasa R. Dandamudi, as a member of the Administrative Hearing Commission;

Also,

Jerome Wallach, Democrat, as a member of the Regional Convention and Sports Complex Authority;

Also,

Joan S. Eberhardt, as a member of the State Advisory Council on Emergency Medical Services;

Also,

Cynthia L. Heislen, Democrat, as a member of the Missouri Community Service Commission.

Senator Shields requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Under the provisions of Senate Rule 91, Senator Wilson was excused from voting.

Senator Shields moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

President Pro Tem Shields assumed the Chair.

Senator Scott, Chairman of the Committee on Financial and Governmental Organizations and Elections, submitted the following reports:

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 777**, 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 Financial and Governmental Organizations and Elections, to which was referred **SB 919**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Vogel, 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 905**, 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 Ways and Means, to which was referred **SB 860**, begs leave to

report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Griesheimer, 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 791**, 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 605**, 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 Jobs, Economic Development and Local Government, to which was referred **SB 700**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 829**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 849**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 851**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 981**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 942**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Champion, Chairman of the Committee on Health, Mental Health, Seniors and Families, submitted the following reports:

Mr. President: Your Committee on Health, Mental Health, Seniors and Families, to which was referred

SB 855, 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 Health, Mental Health, Seniors and Families, to which was referred **SB 625**, 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 Health, Mental Health, Seniors and Families, to which was referred **SB 878**, 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 Health, Mental Health, Seniors and Families, to which was referred **SB 945**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Bartle, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 587**, 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 the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SJR 34**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 920**, 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 the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 787**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 833**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 893**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 887**, 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 the Judiciary and Civil and Criminal Jurisprudence, to which were referred **SB 880**, **SB 780** and **SB 836**, 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 the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 792**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Stouffer, Chairman of the Committee on Transportation, submitted the following reports:

Mr. President: Your Committee on Transportation, to which was referred **SB 687**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, to which was referred **SB 820**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Goodman, Chairman of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **SB 985**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 778**, 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 General Laws, to which was referred **SB 844**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 877**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 1001**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Rupp, Chairman of the Committee on Small Business, Insurance and Industry, submitted the following reports:

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred

SB 786, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred **SB 721**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Lager, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 929**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

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

Mr. President: Your Committee on Education, to which was referred **SB 963**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Education, to which was referred **SB 987**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

CONCURRENT RESOLUTIONS

Senator Engler moved that **SCR 47** be taken up for adoption, which motion prevailed.

On motion of Senator Engler, **SCR 47** was adopted by the following vote:

YEAS—Senators

Barnitz	Bartle	Callahan	Champion	Crowell	Cunningham	Engler	Goodman
Green	Griesheimer	Justus	Keaveny	Lager	Lembke	Mayer	McKenna
Nodler	Pearce	Purgason	Rupp	Schaefer	Schmitt	Scott	Shields
Shoemyer	Vogel	Wilson—27					

NAYS—Senators—None

Absent—Senators

Clemens	Dempsey	Ridgeway	Stouffer	Wright-Jones—5
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Absent with leave—Senators

Bray	Days—2
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Vacancies—None

SENATE BILLS FOR PERFECTION

Senator Purgason moved that **SJR 29**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SJR 29**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 29

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 4(d) of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the revenue-neutral replacement of state taxes on income with an amended sales and use tax.

Was taken up.

Senator Purgason moved that **SCS** for **SJR 29** be adopted.

Senator Purgason offered **SS** for **SCS** for **SJR 29**, entitled:

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Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 4(d) of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the revenue-neutral replacement of state taxes on income with an amended sales and use tax.

Senator Purgason moved that **SS** for **SCS** for **SJR 29** be adopted.

Senator Engler assumed the Chair.

President Pro Tem Shields assumed the Chair.

At the request of Senator Purgason, **SJR 29**, 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 **HCS** for **HBs 1408** and **1514**, entitled:

An Act to repeal sections 32.069 and 143.811, RSMo, and to enact in lieu thereof two new sections relating to interest on overpayments of taxes, with an emergency clause.

Emergency clause defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1519**, entitled:

An Act to repeal sections 565.081, 565.082, 565.083, and 565.084, RSMo, and to enact in lieu thereof four new sections relating to assault of a transit operator, an employee of a mass transit system, a law enforcement officer, a corrections officer, emergency personnel, a highway worker in a construction zone or work zone, or a probation and parole officer, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

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 **HB 1903**, entitled:

An Act to amend chapter 30, RSMo, by adding thereto one new section relating to the federal budget stabilization extension fund, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

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 **HJR 86**, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, and adopting one new section relating to the right to raise animals.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 76**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 44 of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bird, fish, game, wildlife, or forestry resources.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has adopted **SCS** for **HCS** for **HB 1544** and has taken up and passed **SCS** for **HCS** for **HB 1544**.

Emergency clause adopted.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1208**, entitled:

An Act to repeal section 194.119, RSMo, and to enact in lieu thereof one new section relating to the final disposition of deceased military personnel.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1745**, entitled:

An Act to repeal sections 447.503 and 447.559, RSMo, and to enact in lieu thereof two new sections relating to abandoned military medals.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1559**, entitled:

An Act to repeal section 182.647, RSMo, and to enact in lieu thereof one new section relating to library reports.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SCS** for **HCS** for **HB 1544**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

Senator Callahan assumed the Chair.

SECOND READING OF SENATE BILLS

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

SB 1003—Financial and Governmental Organizations and Elections.

SB 1004—Judiciary and Civil and Criminal Jurisprudence.

SB 1005—Judiciary and Civil and Criminal Jurisprudence.

SB 1006—Commerce, Consumer Protection, Energy and the Environment.

SB 1007—Health, Mental Health, Seniors and Families.

SB 1008—Financial and Governmental Organizations and Elections.

SB 1009—Health, Mental Health, Seniors and Families.

SB 1010—Health, Mental Health, Seniors and Families.

SB 1011—Jobs, Economic Development and Local Government.

SB 1012—Commerce, Consumer Protection, Energy and the Environment.

SB 1013—Judiciary and Civil and Criminal Jurisprudence.

- SB 1014**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1015**—Agriculture, Food Production and Outdoor Resources.
- SB 1016**—Ways and Means.
- SB 1017**—Health, Mental Health, Seniors and Families.
- SB 1018**—Governmental Accountability and Fiscal Oversight.
- SB 1019**—Agriculture, Food Production and Outdoor Resources.
- SB 1020**—Veterans’ Affairs, Pensions and Urban Affairs.
- SB 1021**—Education.
- SB 1022**—Financial and Governmental Organizations and Elections.
- SB 1023**—Health, Mental Health, Seniors and Families.
- SB 1024**—Education.
- SB 1025**—General Laws.
- SB 1026**—Small Business, Insurance and Industry.
- SB 1027**—Transportation.
- SB 1028**—Jobs, Economic Development and Local Government.
- SB 1029**—Transportation.
- SB 1030**—Financial and Governmental Organizations and Elections.
- SB 1031**—Small Business, Insurance and Industry.
- SB 1032**—Small Business, Insurance and Industry.
- SB 1033**—Education.
- SB 1034**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1035**—Health, Mental Health, Seniors and Families.
- SB 1036**—Ways and Means.
- SB 1037**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1038**—Financial and Governmental Organizations and Elections.
- SB 1039**—Education.
- SB 1040**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1041**—Governmental Accountability and Fiscal Oversight.
- SB 1042**—Health, Mental Health, Seniors and Families.
- SB 1043**—Small Business, Insurance and Industry.
- SB 1044**—Health, Mental Health, Seniors and Families.
- SB 1045**—Judiciary and Civil and Criminal Jurisprudence.

- SB 1046**—Education.
- SB 1047**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1048**—Veterans’ Affairs, Pensions and Urban Affairs.
- SB 1049**—Veterans’ Affairs, Pensions and Urban Affairs.
- SB 1050**—Veterans’ Affairs, Pensions and Urban Affairs.
- SB 1051**—Rules, Joint Rules, Resolutions and Ethics.
- SB 1052**—Rules, Joint Rules, Resolutions and Ethics.
- SB 1053**—Financial and Governmental Organizations and Elections.
- SB 1054**—Rules, Joint Rules, Resolutions and Ethics.
- SB 1055**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1056**—Appropriations.
- SB 1057**—General Laws.
- SB 1058**—Jobs, Economic Development and Local Government.
- SB 1059**—Health, Mental Health, Seniors and Families.
- SB 1060**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1061**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1062**—Small Business, Insurance and Industry.
- SB 1063**—Financial and Governmental Organizations and Elections.
- SB 1064**—Jobs, Economic Development and Local Government.
- SB 1065**—General Laws.
- SB 1066**—Financial and Governmental Organizations and Elections.
- SB 1067**—General Laws.
- SJR 43**—Progress and Development.
- SJR 44**—General Laws.

INTRODUCTIONS OF GUESTS

Senator Goodman introduced to the Senate, Rabbi Derf Eukel, Mt. Vernon.

Senator Lembke introduced to the Senate, METS teams: Brainiac Attack Robotics Club (teams 913 & 2804), Kansas City; The G.E.M.S., Wildwood, Ballwin and South St. Louis County; H.M.S. Beagle Science Club, Parkville; Robo Riders, Florissant; S & L Robotics, Holts Summit; Sunrise Dragons, DeSoto; and Up NeXT, Kearney.

Senator Stouffer introduced to the Senate, Dorothy Boss and fourth and seventh grade students from St. Joseph Catholic School, Salisbury.

On behalf of Senator Pearce, the President introduced to the Senate, Mark and Ross Simmons, Higginsville.

Senator Schmitt introduced to the Senate, Jack Roettger, Justin Wilcox and Hailey Chellis, Glendale; and Jack, Justin and Hailey were made honorary pages.

On motion of Senator Engler, the Senate adjourned until 11:00 a.m., Tuesday, March 9, 2010.

SENATE CALENDAR

THIRTY-THIRD DAY—TUESDAY, MARCH 9, 2010

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1377	HB 1519-Hoskins (80) and Pace
HCS for HB 1497	HCS for HB 1903
HCS for HB 1675	HCS for HJR 86
HCS for HB 1750	HJR 76-Dethrow, et al
HCS for HBs 1311 & 1341	HB 1208-Day, et al
HCS for HB 1498	HB 1745-Day, et al
HB 1741-Pratt	HB 1559-Brown (30)
HCS for HBs 1408 & 1514	

THIRD READING OF SENATE BILLS

SS for SB 618-Rupp (In Fiscal Oversight)	SCS for SBs 842, 799 & 809-Schmitt
SB 627-Justus (In Fiscal Oversight)	(In Fiscal Oversight)
SJR 20-Bartle (In Fiscal Oversight)	SS for SCS for SB 781-McKenna
SB 779-Bartle (In Fiscal Oversight)	(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 777-Pearce, with SCS	11. SB 887-Schaefer, with SCS
2. SB 905-Bray, et al, with SCS	12. SBs 880, 780 & 836-Schaefer, with SCS
3. SB 791-Griesheimer	13. SB 792-Dempsey and Rupp
4. SB 605-Mayer, with SCS	14. SB 687-Wright-Jones
5. SB 855-Schaefer, with SCS	15. SB 820-McKenna
6. SB 625-Justus and Keaveny, with SCS	16. SB 778-Pearce, with SCS
7. SB 878-Lembke, with SCS	17. SB 844-Shields
8. SB 587-Nodler and Cunningham, with SCS	18. SB 786-Rupp
9. SJR 34-Goodman, et al	19. SB 721-Nodler and Goodman, with SCS
10. SB 920-Keaveny, with SCS	

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 579-Shields, with SCS	SBs 895, 813, 911, 924, 922 &
SB 596-Callahan, with SCS (pending)	802-Dempsey, et al, with SCS (pending)
SBs 607, 602, 615 & 725-Stouffer, with	SB 896-Shields and Crowell
SCS & SA 1 (pending)	SJR 22-Callahan
SB 738-Crowell, with SCS	SJR 29-Purgason and Cunningham, with
SB 793-Mayer, et al, with SCS, SA 1	SCS & SS for SCS (pending)
& SA 1 to SA 1 (pending)	SJR 31-Scott
SB 818-Lembke, with SCS (pending)	SJR 33-Bartle, with SA 1 (pending)
SB 839-Wright-Jones, with SCS	SJR 40-Goodman, with SA 1 (pending)
SB 852-Lager, et al, with SS (pending)	

CONSENT CALENDAR

Senate Bills

Reported 2/18

SCS for SB 782-McKenna (In Fiscal Oversight)

Reported 2/25

SB 915-Barnitz, with SCS
 SB 863-Callahan, with SCS

SB 862-Callahan, with SCS

Reported 3/4

SB 919-Ridgeway
 SB 860-Bray
 SB 700-Lager, with SCS
 SB 829-Schaefer, with SCS
 SB 849-Barnitz
 SB 851-Schmitt, et al
 SB 981-Callahan
 SB 942-Rupp, with SCS
 SB 945-Bray

SB 787-Rupp, with SCS
 SB 833-Goodman
 SB 893-Days
 SB 985-Goodman
 SB 877-Keaveny
 SB 1001-Griesheimer
 SB 929-Lager
 SB 963-Shoemyer, with SCS
 SB 987-Stouffer

RESOLUTIONS

Reported from Committee

SCR 42-Bray, with SCA 1
HCS for HCR 18 (Rupp)
SCR 34-Lembke, et al

SCR 33-Nodler
SCR 46-Stouffer

