

Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SIXTH DAY—MONDAY, MAY 10, 2010

The Senate met pursuant to adjournment.

Senator Pearce in the Chair.

Reverend Carl Gauck offered the following prayer:

“God is madly in love with you and is longing to give you the things you need.” (Mark E. Thibodeaux, S.J.)

Gracious God, we begin this final week knowing, whether it be gentle moments or times of great stress ahead, Your love is still with us. Grant us this week Your abiding love and presence and all that we need to be effective senators. May we never doubt Your love and hand is leading us and may we do with concern and courage and love what is required of 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 for Thursday, May 6, 2010 was read and approved.

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 Keaveny offered Senate Resolution No. 2457, regarding Dasia Mack, Saint Louis, which was adopted.

Senator Crowell offered Senate Resolution No. 2458, regarding Dr. Steve Trautwein, Cape Girardeau, which was adopted.

Senator Crowell offered Senate Resolution No. 2459, regarding the Sikeston Jaycees, which was adopted.

Senator Crowell offered Senate Resolution No. 2460, regarding L.L. Bridges, Jr., Marble Hill, which was adopted.

Senator Barnitz offered Senate Resolution No. 2461, regarding Major General David E. Quantock, which was adopted.

Senator Cunningham offered Senate Resolution No. 2462, regarding Babler Elementary School, Rockwood School District, which was adopted.

Senator Rupp offered Senate Resolution No. 2463, regarding Megan Coburn, which was adopted.

Senator Rupp offered Senate Resolution No. 2464, regarding Steven G. Stegen, O'Fallon, which was adopted.

Senator Pearce offered Senate Resolution No. 2465, regarding Laine Shay, Clinton, which was adopted.

Senator Pearce offered Senate Resolution No. 2466, regarding Cody Sumter, Warrensburg, which was adopted.

Senator Pearce offered Senate Resolution No. 2467, regarding Enola-Riann White, Knob Noster, which was adopted.

Senator Mayer offered Senate Resolution No. 2468, regarding Hugh O. Hammond, Poplar Bluff, which was adopted.

Senator Mayer offered Senate Resolution No. 2469, regarding Ronald D. Rains, Poplar Bluff, which was adopted.

Senator Purgason offered Senate Resolution No. 2470, regarding the Sixty-seventh Wedding Anniversary of Mr. and Mrs. Lyle James, Willow Springs, which was adopted.

Senator Griesheimer offered Senate Resolution No. 2471, regarding the Eightieth Birthday of Clyde Scantlan, Sullivan, which was adopted.

Senator Engler offered Senate Resolution No. 2472, regarding Kayla Michelle Guinn, Middle Brook, which was adopted.

Senator Engler offered Senate Resolution No. 2473, regarding Margie K. Roedel, De Soto, which was adopted.

Senator Engler offered Senate Resolution No. 2474, regarding Austin Blake Naeger, Jackson, which was adopted.

Senator Cunningham offered Senate Resolution No. 2475, regarding the Fortieth Wedding Anniversary of Mr. and Mrs. Albert A. Hauswirth, Florissant, which was adopted.

Senator Ridgeway offered Senate Resolution No. 2476, regarding Alexander Frazier, Gladstone, which was adopted.

Senator Ridgeway offered Senate Resolution No. 2477, regarding Zachary LeMunyon, Kansas City,

which was adopted.

Senator Ridgeway offered Senate Resolution No. 2478, regarding Christian G. Folsom, Kansas City, which was adopted.

Senator Dempsey offered Senate Resolution No. 2479, regarding Sams Carpet Cleaning and Repairs, St. Charles, which was adopted.

Senator Dempsey offered Senate Resolution No. 2480, regarding St. Peter Catholic Church and School, St. Charles, which was adopted.

Senator Dempsey offered Senate Resolution No. 2481, regarding WorkSafe Midwest, Inc., St. Charles, which was adopted.

Senator Dempsey offered Senate Resolution No. 2482, regarding Wendy Black, which was adopted.

Senator Dempsey offered Senate Resolution No. 2483, regarding American Railcar Industries, Inc., St. Charles, which was adopted.

Senator Keaveny offered Senate Resolution No. 2484, regarding St. Louis Charter School, which was adopted.

Senator Shields offered Senate Resolution No. 2485, regarding Donna C. Nash, Dearborn, which was adopted.

Senator Wilson offered Senate Resolution No. 2486, regarding Jasper Fullard, Jr., MD, Kansas City, which was adopted.

PRIVILEGED MOTIONS

Senator Schmitt moved that the Senate refuse to concur in **HCS** for **SCS** for **SBs 842, 799 and 809**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

Senator Mayer moved that the conferees on **HCS** for **SS** for **SCS** for **SB 605**, as amended, be allowed to exceed the differences, which motion prevailed.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102
May 10, 2010

To the Senate of the 95th General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments to office made and submitted to you for your advice and consent:

Mary L. Buren, 5520 Central, Kansas City, Jackson County, Missouri 64113, as a member of the Child Abuse and Neglect Review Board, for a term ending April 07, 2012, and until her successor is duly appointed and qualified; vice, Mary L. Buren, withdrawn.

Benjamin Lampert, 4367 East Bogey Court, Springfield, Greene County, Missouri 65809, as a member of the Advisory Commission for Anesthesiologist Assistants, for a term ending July 1, 2012, and until his successor is duly appointed and qualified; vice, Toni Smith, withdrawn.

Respectfully submitted,
Jeremiah W. (Jay) Nixon
Governor

President Pro Tem Shields moved that the above appointments be returned to the Governor per his request, which motion prevailed.

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 adopted **SCS** for **HCS** for **HB 2016** and has taken up and passed **SCS** for **HCS** for **HB 2016**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following conference committee to act with a like committee from the Senate on **HCS** for **SCS** for **SB 754**, as amended. Representatives: Day, Wells, Wasson, Dougherty and Webb.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following conference committee to act with a like committee from the Senate on **HCS** for **SCS** for **SB 733**, as amended. Representatives: Kingery, Thomson, Hobbs, Schoemehl and Schupp.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following conference committee to act with a like committee from the Senate on **HCS** for **SS** for **SCS** for **SB 605**, as amended. Representatives: Stevenson, Jones (89), Brown (30), Kuessner and Quinn.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS No. 2** for **SB 844**, entitled:

An Act to repeal sections 28.190, 29.280, 30.060, 30.070, 30.080, 105.030, 105.040, 105.050, 105.456, 105.470, 105.473, 105.961, 105.963, 105.966, 115.279, 115.281, 115.287, 115.291, 115.292, 115.427, 116.160, 116.180, 116.190, 116.240, 116.334, 130.011, 130.021, 130.031, and 136.055, RSMo, and to enact in lieu thereof forty-nine new sections relating to ethical administration of public institutions and officials, with penalty provisions and a contingent effective date for certain sections.

In which the concurrence of the Senate is respectfully requested.

REPORTS OF STANDING COMMITTEES

Senator Purgason, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HCS** for **HBs 1695, 1742** and **1674**, with **SCS**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HB 2252**, begs leave to report that it has considered the same and recommends that the bill do pass.

HOUSE BILLS ON THIRD READING

HCS for HBs 1695, 1742 and 1674, with SCS, entitled:

An Act to repeal sections 211.031, 217.785, 302.302, 302.321, 302.536, 302.750, 478.001, 478.003, 478.009, 479.010, 479.020, 479.170, 542.286, 577.010, 577.012, 577.020, 577.021, 577.023, 577.029, 577.037, 577.039, 577.041, 577.049, and 577.054, RSMo, and to enact in lieu thereof twenty-five new sections relating to driving while intoxicated, with penalty provisions.

Was taken up by Senator Schaefer.

SCS for HCS for HBs 1695, 1742 and 1674, entitled:

SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NOS. 1695, 1742 and 1674

An Act to repeal sections 302.309, 302.750, 478.001, 478.003, 478.009, 479.170, 542.266, 542.276, 577.010, 577.012, 577.023, 577.039, and 577.041, RSMo, and to enact in lieu thereof sixteen new sections relating to intoxication-related offenses, with penalty provisions.

Was taken up.

Senator Schaefer moved that **SCS for HCS for HBs 1695, 1742 and 1674** be adopted.

Senator Schaefer offered **SS for SCS for HCS for HBs 1695, 1742 and 1674, entitled:**

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NOS. 1695, 1742 and 1674

An Act to repeal sections 302.309, 302.750, 478.001, 478.003, 478.009, 479.170, 542.266, 542.276, 577.010, 577.012, 577.023, 577.039, 577.041, and 577.054, RSMo, and to enact in lieu thereof seventeen new sections relating to intoxication-related traffic offenses, with penalty provisions.

Senator Schaefer moved that **SS for SCS for HCS for HBs 1695, 1742 and 1674** be adopted.

At the request of Senator Schaefer, **HCS for HBs 1695, 1742 and 1674, with SCS and SS for SCS** (pending), was placed on the Informal Calendar.

President Pro Tem Shields assumed the Chair.

REPORTS OF STANDING COMMITTEES

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 **HCS for HJR 64**, 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 **HCS for HB 1966**, 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 **HJR 78**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

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

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **HB 1444**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS for HB 1400**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, 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 **HCS for HB 2058**, 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 **HJR 62**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

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 **HB 2205**, 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 Small Business, Insurance and Industry, to which was referred **HB 2290**, begs leave to report that it has considered the same and recommends that the bill 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 **HCS for HB 1871**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Education, to which was referred **HCS for HB 1473**, begs leave to

report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

HOUSE BILLS ON THIRD READING

HCS for **HB 1316**, with **SCS**, entitled:

An Act to repeal sections 137.180 and 137.355, RSMo, and to enact in lieu thereof two new sections relating to property tax assessment notices.

Was taken up by Senator Nodler.

SCS for **HCS** for **HB 1316**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1316

An Act to repeal sections 52.230, 52.290, 52.312, 52.361, 52.370, 54.010, 55.140, 55.190, 137.180, 137.355, 139.031, 139.040, 139.140, 139.150, 139.210, 139.220, 140.050, 140.070, 140.080, 140.110, 140.150, 140.160, 140.170, 140.190, 140.230, 140.250, 140.260, 140.290, 140.310, 140.340, 140.405, 140.420, and 165.071, RSMo, and to enact in lieu thereof thirty-nine new sections relating to property taxes.

Was taken up.

Senator Nodler moved that **SCS** for **HCS** for **HB 1316** be adopted.

Senator Rupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1316, Page 8, Section 137.355, Line 50, by inserting after all of said line the following:

“138.431. 1. To hear and decide appeals pursuant to section 138.430, the commission shall appoint one or more hearing officers. The hearing officers shall be subject to supervision by the commission. No person shall participate on behalf of the commission in any case in which such person is an interested party.

2. The commission may assign such appeals as it deems fit to a hearing officer for disposition.

(1) The assignment shall be deemed made when the scheduling order is first issued by the commission and signed by the hearing officer assigned, unless another hearing officer is assigned to the case for disposition by other language in said order.

(2) A change of hearing officer, or a reservation of the appeal for disposition as described in subsection 3 of this section, shall be ordered by the commission in any appeal upon the timely filing of a written application by a party to disqualify the hearing officer assigned. The application shall be filed within thirty days from the assignment of any appeal to a hearing officer and need not allege or prove any cause for such change and need not be verified. No more than one change of hearing officer shall be allowed for each party in any appeal.

3. The commission may, in its discretion, reserve such appeals as it deems fit to be heard and decided by the full commission, a quorum thereof, or any commissioner, subject to the provisions of section 138.240, and, in such case, the decision shall be final, subject to judicial review in the manner provided in subsection 4 of section 138.470.

[3.] **4.** The manner in which appeals shall be presented and the conduct of hearings shall be made in accordance with rules prescribed by the commission for determining the rights of the parties; provided that, the commission, with the consent of all the parties, may refer an appeal to mediation. The commission shall promulgate regulations for mediation pursuant to this section. No regulation or portion of a regulation promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536, RSMo. There shall be no presumption that the assessor's valuation is correct. A full and complete record shall be kept of all proceedings. All testimony at any hearing shall be recorded but need not be transcribed unless the matter is further appealed.

[4.] **5.** Unless an appeal is voluntarily dismissed, a hearing officer, after affording the parties reasonable opportunity for fair hearing, shall issue a decision and order affirming, modifying, or reversing the determination of the board of equalization, and correcting any assessment which is unlawful, unfair, improper, arbitrary, or capricious. The commission may, prior to the decision being rendered, transfer to another hearing officer the proceedings on an appeal determination before a hearing officer. The complainant, respondent-assessor, or other party shall be duly notified of a hearing officer's decision and order, together with findings of fact and conclusions of law. Appeals from decisions of hearing officers shall be made pursuant to section 138.432.

[5.] **6.** All decisions issued pursuant to this section or section 138.432 by the commission or any of its duly assigned hearing officers shall be issued no later than sixty days after the hearing on the matter to be decided is held or the date on which the last party involved in such matter files his or her brief, whichever event later occurs.”; and

Further amend the title and enacting clause accordingly.

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

Senator Dempsey assumed the Chair.

Senator Callahan offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1316, Page 1, In the Title, Line 7, by inserting immediately after “taxes” the following: “, with an emergency clause for a certain section”; and

Further amend said bill, page 5, section 55.190, line 15, by inserting after all of said line the following:

“137.106. 1. This section may be known and may be cited as “The Missouri Homestead Preservation Act”.

2. As used in this section, the following terms shall mean:

(1) “Department”, the department of revenue;

(2) “Director”, the director of revenue;

(3) “Disabled”, as such term is defined in section 135.010, RSMo;

(4) “Eligible owner”, any individual owner of property who is sixty-five years old or older as of January first of the tax year in which the individual is claiming the credit or who is disabled, and who had an income of equal to or less than the maximum upper limit in the year prior to completing an application pursuant to

this section; or

(a) In the case of a married couple owning property either jointly or as tenants by the entirety, or where only one spouse owns the property, such couple shall be considered an eligible taxpayer if both spouses have reached the age of sixty-five or if one spouse is disabled, or if one spouse is at least sixty-five years old and the other spouse is at least sixty years old, and the combined income of the couple in the year prior to completing an application pursuant to this section did not exceed the maximum upper limit; or

(b) In the case of joint ownership by unmarried persons or ownership by tenancy in common by two or more unmarried persons, such owners shall be considered an eligible owner if each person with an ownership interest individually satisfies the eligibility requirements for an individual eligible owner under this section and the combined income of all individuals with an interest in the property is equal to or less than the maximum upper limit in the year prior to completing an application under this section. If any individual with an ownership interest in the property fails to satisfy the eligibility requirements of an individual eligible owner or if the combined income of all individuals with interest in the property exceeds the maximum upper limit, then all individuals with an ownership interest in such property shall be deemed ineligible owners regardless of such other individual's ability to individually meet the eligibility requirements; or

(c) In the case of property held in trust, the eligible owner and recipient of the tax credit shall be the trust itself provided the previous owner of the homestead or the previous owner's spouse: is the settlor of the trust with respect to the homestead; currently resides in such homestead; and but for the transfer of such property would have satisfied the age, ownership, and maximum upper limit requirements for income as defined in subdivisions (7) and (8) of this subsection;

No individual shall be an eligible owner if the individual has not paid [their] **the individual's** property tax liability, if any, in full by the payment due date in any of the three prior tax years, except that a late payment of a property tax liability in any prior year shall not disqualify a potential eligible owner if such owner paid in full the tax liability and any and all penalties, additions and interest that arose as a result of such late payment; no individual shall be an eligible owner if such person filed a valid claim for the senior citizens property tax relief credit pursuant to sections 135.010 to 135.035, RSMo;

(5) "Homestead", as such term is defined pursuant to section 135.010, RSMo, except as limited by provisions of this section to the contrary. No property shall be considered a homestead if such property was improved since the most recent annual assessment by more than five percent of the prior year appraised value, except where an eligible owner of the property has made such improvements to accommodate a disabled person;

(6) "Homestead exemption limit", a percentage increase, rounded to the nearest hundredth of a percent, which shall be equal to the percentage increase to tax liability, not including improvements, of a homestead from one tax year to the next that exceeds a certain percentage set pursuant to subsection 10 of this section. For applications filed in 2005 or 2006, the homestead exemption limit shall be based on the increase to tax liability from 2004 to 2005. For applications filed between April 1, 2005, and September 30, 2006, an eligible owner, who otherwise satisfied the requirements of this section, shall not apply for the homestead exemption credit more than once during such period. For applications filed after 2006, the homestead exemption limit shall be based on the increase to tax liability from two years prior to application to the year immediately prior to application. For applications filed between December 31, 2008, and December 31, 2011, the homestead exemption limit shall be based on the increase in tax liability from the base year to the

year prior to the application year. For applications filed on or after January 1, 2012, the homestead exemption limit shall be based on the increase to tax liability from two years prior to application to the year immediately prior to application. For purposes of this subdivision, the term “base year” means the year prior to the first year in which the eligible owner’s application was approved, or 2006, whichever is later;

(7) “Income”, federal adjusted gross income, and in the case of ownership of the homestead by trust, the income of the settlor applicant shall be imputed to the income of the trust for purposes of determining eligibility with regards to the maximum upper limit;

(8) “Maximum upper limit”, in the calendar year 2005, the income sum of seventy thousand dollars; in each successive calendar year this amount shall be raised by the incremental increase in the general price level, as defined pursuant to article X, section 17 of the Missouri Constitution.

3. Pursuant to article X, section 6(a) of the Constitution of Missouri, if in the prior tax year, the property tax liability on any parcel of subclass (1) real property increased by more than the homestead exemption limit, without regard for any prior credit received due to the provisions of this section, then any eligible owner of the property shall receive a homestead exemption credit to be applied in the current tax year property tax liability to offset the prior year increase to tax liability that exceeds the homestead exemption limit, except as eligibility for the credit is limited by the provisions of this section. The amount of the credit shall be listed separately on each taxpayer’s tax bill for the current tax year, or on a document enclosed with the taxpayer’s bill. The homestead exemption credit shall not affect the process of setting the tax rate as required pursuant to article X, section 22 of the Constitution of Missouri and section 137.073 in any prior, current, or subsequent tax year.

4. If application is made in 2005, any potential eligible owner may apply for the homestead exemption credit by completing an application through their local assessor’s office. Applications may be completed between April first and September thirtieth of any tax year in order for the taxpayer to be eligible for the homestead exemption credit in the tax year next following the calendar year in which the homestead exemption credit application was completed. The application shall be on forms provided to the assessor’s office by the department. Forms also shall be made available on the department’s Internet site and at all permanent branch offices and all full-time, temporary, or fee offices maintained by the department of revenue. The applicant shall attest under penalty of perjury:

(1) To the applicant’s age;

(2) That the applicant’s prior year income was less than the maximum upper limit;

(3) To the address of the homestead property; and

(4) That any improvements made to the homestead, not made to accommodate a disabled person, did not total more than five percent of the prior year appraised value. The applicant shall also include with the application copies of receipts indicating payment of property tax by the applicant for the homestead property for the two prior tax years.

5. If application is made in 2005, the assessor, upon request for an application, shall:

(1) Certify the parcel number and owner of record as of January first of the homestead, including verification of the acreage classified as residential on the assessor’s property record card;

(2) Obtain appropriate prior tax year levy codes for each homestead from the county clerks for inclusion on the form;

(3) Record on the application the assessed valuation of the homestead for the current tax year, and any new construction or improvements for the current tax year; and

(4) Sign the application, certifying the accuracy of the assessor's entries.

6. If application is made after 2005, any potential eligible owner may apply for the homestead exemption credit by completing an application. Applications may be completed between April first and October fifteenth of any tax year in order for the taxpayer to be eligible for the homestead exemption credit in the tax year next following the calendar year in which the homestead exemption credit application was completed. The application shall be on forms provided by the department. Forms also shall be made available on the department's Internet site and at all permanent branch offices and all full-time, temporary, or fee offices maintained by the department of revenue. The applicant shall attest under penalty of perjury:

(1) To the applicant's age;

(2) That the applicant's prior year income was less than the maximum upper limit;

(3) To the address of the homestead property;

(4) That any improvements made to the homestead, not made to accommodate a disabled person, did not total more than five percent of the prior year appraised value[; and].

[(5)]

The applicant shall also include with the application copies of receipts indicating payment of property tax by the applicant for the homestead property for the three prior tax years.

7. Each applicant shall send the application to the department by October fifteenth of each year for the taxpayer to be eligible for the homestead exemption credit in the tax year next following the calendar year in which the application was completed.

8. If application is made in 2005, upon receipt of the applications, the department shall calculate the tax liability, adjusted to exclude new construction or improvements, verify compliance with the maximum income limit, verify the age of the applicants, and make adjustments to these numbers as necessary on the applications. The department also shall disallow any application where the applicant has also filed a valid application for the senior citizens property tax credit, pursuant to sections 135.010 to 135.035, RSMo. Once adjusted tax liability, age, and income are verified, the director shall determine eligibility for the credit, and provide a list of all verified eligible owners to the county collectors or county clerks in counties with a township form of government by December fifteenth of each year. By January fifteenth, the county collectors or county clerks in counties with a township form of government shall provide a list to the department of any verified eligible owners who failed to pay the property tax due for the tax year that ended immediately prior. Such eligible owners shall be disqualified from receiving the credit in the current tax year.

9. If application is made after 2005, upon receipt of the applications, the department shall calculate the tax liability, verify compliance with the maximum income limit, verify the age of the applicants, and make adjustments to these numbers as necessary on the applications. The department also shall disallow any application where the applicant also has filed a valid application for the senior citizens property tax credit under sections 135.010 to 135.035, RSMo. Once adjusted tax liability, age, and income are verified, the director shall determine eligibility for the credit and provide a list of all verified eligible owners to the county assessors or county clerks in counties with a township form of government by December fifteenth

of each year. By January fifteenth, the county assessors shall provide a list to the department of any verified eligible owners who made improvements not for accommodation of a disability to the homestead and the dollar amount of the assessed value of such improvements. If the dollar amount of the assessed value of such improvements totaled more than five percent of the prior year appraised value, such eligible owners shall be disqualified from receiving the credit in the current tax year.

10. The director shall calculate the level of appropriation necessary to set the homestead exemption limit at five percent when based on a year of general reassessment or at two and one-half percent when based on a year without general reassessment for the homesteads of all verified eligible owners, and provide such calculation to the speaker of the house of representatives, the president pro tempore of the senate, and the director of the office of budget and planning in the office of administration by January thirty-first of each year.

11. For applications made in 2005, the general assembly shall make an appropriation for the funding of the homestead exemption credit that is signed by the governor, then the director shall, by July thirty-first of such year, set the homestead exemption limit. The limit shall be a single, statewide percentage increase to tax liability, rounded to the nearest hundredth of a percent, which, if applied to all homesteads of verified eligible owners who applied for the homestead exemption credit in the immediately prior tax year, would cause all but one-quarter of one percent of the amount of the appropriation, minus any withholding by the governor, to be distributed during that fiscal year. The remaining one-quarter of one percent shall be distributed to the county assessment funds of each county on a proportional basis, based on the number of eligible owners in each county; such one-quarter percent distribution shall be delineated in any such appropriation as a separate line item in the total appropriation. If no appropriation is made by the general assembly during any tax year or no funds are actually distributed pursuant to any appropriation therefor, then no homestead preservation credit shall apply in such year.

12. After setting the homestead exemption limit for applications made in 2005, the director shall apply the limit to the homestead of each verified eligible owner and calculate the credit to be associated with each verified eligible owner's homestead, if any. The director shall send a list of those eligible owners who are to receive the homestead exemption credit, including the amount of each credit, the certified parcel number of the homestead, and the address of the homestead property, to the county collectors or county clerks in counties with a township form of government by August thirty-first. Pursuant to such calculation, the director shall instruct the state treasurer as to how to distribute the appropriation and assessment fund allocation to the county collector's funds of each county or the treasurer ex officio collector's fund in counties with a township form of government where recipients of the homestead exemption credit are located, so as to exactly offset each homestead exemption credit being issued, plus the one-quarter of one percent distribution for the county assessment funds. As a result of the appropriation, in no case shall a political subdivision receive more money than it would have received absent the provisions of this section plus the one-quarter of one percent distribution for the county assessment funds. Funds, at the direction of the county collector or the treasurer ex officio collector in counties with a township form of government, shall be deposited in the county collector's fund of a county or the treasurer ex officio collector's fund or may be sent by mail to the collector of a county, or the treasurer ex officio collector in counties with a township form of government, not later than October first in any year a homestead exemption credit is appropriated as a result of this section and shall be distributed as moneys in such funds are commonly distributed from other property tax revenues by the collector of the county or the treasurer ex officio collector of the county in counties with a township form of government, so as to exactly offset each

homestead exemption credit being issued. In counties with a township form of government, the county clerk shall provide the treasurer ex officio collector a summary of the homestead exemption credit for each township for the purpose of distributing the total homestead exemption credit to each township collector in a particular county.

13. If, in any given year after 2005, the general assembly shall make an appropriation for the funding of the homestead exemption credit that is signed by the governor, then the director shall determine the apportionment percentage by equally apportioning the appropriation among all eligible applicants on a percentage basis. If no appropriation is made by the general assembly during any tax year or no funds are actually distributed pursuant to any appropriation therefor, then no homestead preservation credit shall apply in such year.

14. After determining the apportionment percentage, the director shall calculate the credit to be associated with each verified eligible owner's homestead, if any. The director shall send a list of those eligible owners who are to receive the homestead exemption credit, including the amount of each credit, the certified parcel number of the homestead, and the address of the homestead property, to the county collectors or county clerks in counties with a township form of government by August thirty-first. Pursuant to such calculation, the director shall instruct the state treasurer as to how to distribute the appropriation to the county collector's fund of each county where recipients of the homestead exemption credit are located, so as to exactly offset each homestead exemption credit being issued. As a result of the appropriation, in no case shall a political subdivision receive more money than it would have received absent the provisions of this section. Funds, at the direction of the collector of the county or treasurer ex officio collector in counties with a township form of government, shall be deposited in the county collector's fund of a county or may be sent by mail to the collector of a county, or treasurer ex officio collector in counties with a township form of government, not later than October first in any year a homestead exemption credit is appropriated as a result of this section and shall be distributed as moneys in such funds are commonly distributed from other property tax revenues by the collector of the county or the treasurer ex officio collector of the county in counties with a township form of government, so as to exactly offset each homestead exemption credit being issued.

15. The department shall promulgate rules for implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, 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, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void. Any rule promulgated by the department shall in no way impact, affect, interrupt, or interfere with the performance of the required statutory duties of any county elected official, more particularly including the county collector when performing such duties as deemed necessary for the distribution of any homestead appropriation and the distribution of all other real and personal property taxes.

16. In the event that an eligible owner dies or transfers ownership of the property after the homestead exemption limit has been set in any given year, but prior to January first of the year in which the credit would otherwise be applied, the credit shall be void and any corresponding moneys, pursuant to subsection 12 of this section, shall lapse to the state to be credited to the general revenue fund. In the event the collector of the county or the treasurer ex officio collector of the county in counties with a township form of

government determines prior to issuing the credit that the individual is not an eligible owner because the individual did not pay the prior three years' property tax liability in full, the credit shall be void and any corresponding moneys, under subsection 11 of this section, shall lapse to the state to be credited to the general revenue fund.

17. This section shall apply to all tax years beginning on or after January 1, 2005. This subsection shall become effective June 28, 2004.

18. [In accordance with the provisions of sections 23.250 to 23.298, RSMo, and unless otherwise authorized pursuant to section 23.253, RSMo:

(1) Any new program authorized under the provisions of this section shall automatically sunset six years after the effective date of this section; and

(2) This section shall terminate on September first of the year following the year in which any new program authorized under this section is sunset, and the revisor of statutes shall designate such sections and this section in a revision bill for repeal.] **Pursuant to section 23.253, RSMo, of the Missouri sunset act, the provisions of the program authorized under this section are hereby reauthorized and shall automatically sunset August 28, 2013.**"; and

Further amend said bill, Page 37, Section 246.310, Line 3, by inserting after all of said line the following:

"Section B. Because of the need to continue the tax relief currently provided for this state's senior citizens, the repeal and reenactment of section 137.106 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 137.106 of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title and enacting clause accordingly.

Senator Callahan moved that the above amendment be adopted.

At the request of Senator Nodler, **HCS for HB 1316**, with **SCS** and **SA 2** (pending), was placed on the Informal Calendar.

HCS No. 2 for HB 1543, with **SCS**, entitled:

An Act to repeal sections 160.261, 160.400, 160.420, 160.660, 160.775, 161.209, 161.650, 167.018, 167.020, 167.022, 167.023, 167.029, 167.115, 167.117, 167.161, 167.164, 167.621, 167.624, 167.627, 167.630, 168.221, 177.161, 177.171, and 210.102, RSMo, and to enact in lieu thereof twenty-nine new sections relating to elementary and secondary education, with penalty provisions, with an effective date for a certain section and an emergency clause for a certain section.

Was taken up by Senator Pearce.

SCS for HCS No. 2 for HB 1543, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE BILL NO. 1543

An Act to repeal sections 37.710, 160.261, 160.400, 160.405, 160.410, 160.420, 160.522, 160.545, 160.660, 160.775, 161.209, 161.650, 162.081, 162.720, 163.031, 163.036, 167.020, 167.022, 167.023,

167.029, 167.115, 167.117, 167.151, 167.161, 167.164, 167.621, 167.624, 167.627, 167.630, 168.021, 168.071, 168.104, 168.133, 168.151, 168.221, 168.500, 168.515, 177.161, 177.171, 178.693, 178.695, 210.102, 210.135, 210.145, 210.152, 210.915, 210.922, and 556.037, RSMo, and to enact in lieu thereof sixty-two new sections relating to elementary and secondary education, with penalty provisions, an effective date for a certain section and an emergency clause for certain sections.

Was taken up.

Senator Pearce moved that **SCS** for **HCS No. 2** for **HB 1543** be adopted.

Senator Pearce offered **SS** for **SCS** for **HCS No. 2** for **HB 1543**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE BILL NO. 1543

An Act to repeal sections 37.710, 160.261, 160.400, 160.405, 160.410, 160.420, 160.522, 160.545, 160.660, 160.775, 161.209, 161.650, 162.081, 162.720, 163.031, 163.036, 167.020, 167.022, 167.023, 167.029, 167.115, 167.117, 167.151, 167.161, 167.164, 167.621, 167.624, 167.627, 167.630, 168.021, 168.071, 168.104, 168.118, 168.133, 168.151, 168.221, 168.500, 168.515, 177.161, 177.171, 178.693, 178.695, 210.102, 210.135, 210.145, 210.152, 210.915, 210.922, and 556.037, RSMo, and to enact in lieu thereof sixty-four new sections relating to elementary and secondary education, with penalty provisions and an emergency clause for certain sections.

Senator Pearce moved that **SS** for **SCS** for **HCS No. 2** for **HB 1543** be adopted.

Senator Rupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 2, Section A, Line 10 of said page, by inserting after all of said line the following:

“30.1025. 1. There is hereby created in the state treasury the “Race to the Top Fund”, which, provisions of law to the contrary notwithstanding, shall consist of all moneys awarded to the state as part of the race to the top program created pursuant to the American Recovery and Reinvestment Act of 2009, as enacted by the 111th United States Congress. The state treasurer shall be custodian of the fund and may 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 the administration of the race to the top program. Any moneys remaining in the fund at the end of the biennium shall 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.

2. Prior to the distribution of any funds received by the state under this section, the commissioner of education shall appear before the joint committee on education and present the proposed distribution to school districts for any funds received. The joint committee shall review all distributions of funds under this section and shall approve, by majority vote of its members, the distribution of such funds.”; and

Further amend said bill, page 4, section 160.085, line 21 of said page, by inserting after all of said line the following:

“160.254. 1. There is hereby established a joint committee of the general assembly, which shall be known as the “Joint Committee on Education”, which shall be composed of seven members of the senate and seven members of the house of representatives. The senate members of the committee shall be appointed by the president pro tem of the senate and the house members by the speaker of the house.

2. The committee shall meet at least twice a year. In the event of three consecutive absences on the part of any member, such member may be removed from the committee.

3. The committee shall select either a chairman or cochairmen, one of whom shall be a member of the senate and one a member of the house. A majority of the members shall constitute a quorum. Meetings of the committee may be called at such time and place as the chairman or chairmen designate.

4. The committee shall:

(1) Review and monitor the progress of education in the state’s public schools and institutions of higher education;

(2) Receive reports from the commissioner of education concerning the public schools and from the commissioner of higher education concerning institutions of higher education;

(3) Conduct a study and analysis of the public school system;

(4) Make recommendations to the general assembly for legislative action;

(5) Conduct an in-depth study concerning all issues relating to the equity and adequacy of the distribution of state school aid, teachers’ salaries, funding for school buildings, and overall funding levels for schools and any other education funding-related issues the committee deems relevant;

(6) Monitor the establishment of performance measures as required by section 173.1006, RSMo, and report on their establishment to the governor and the general assembly;

(7) Conduct studies and analysis regarding:

(a) The higher education system, including financing public higher education and the provision of financial aid for higher education; and

(b) The feasibility of including students enrolled in proprietary schools, as that term is defined in section 173.600, RSMo, in all state-based financial aid programs;

(8) Annually review the collection of information under section 173.093, RSMo, to facilitate a more accurate comparison of the actual costs at public and private higher education institutions;

(9) Within three years of August 28, 2007, review a new model for the funding of public higher education institutions upon submission of such model by the coordinating board for higher education;

(10) Within three years of August 28, 2007, review the impact of the higher education student funding act established in sections 173.1000 to 173.1006;

(11) Beginning August 28, 2008, upon review, approve or deny any expenditures made by the commissioner of education pursuant to section 160.530, as provided in subsection 5 of section 160.530;

(12) Upon review, approve or deny the distribution of any funds received by the state from the

Race to the Top Program created pursuant to the American Recovery and Reinvestment Act of 2009, as enacted by the 111th United States Congress.

5. During the legislative interim between the first regular session of the ninety-fifth general assembly through January 29, 2010, of the second regular session of the ninety-fifth general assembly, the joint committee on education shall study the issue of open enrollment for public school students across school district boundary lines in this state. In studying this issue, the joint committee may solicit input and information necessary to fulfill its obligation, including but not limited to soliciting input and information from any state department, state agency, school district, political subdivisions of this state, teachers, and the general public. The joint committee shall prepare a final report, together with its recommendations for any legislative action deemed necessary for submission to the general assembly by December 31, 2009.

6. The committee may make reasonable requests for staff assistance from the research and appropriations staffs of the house and senate and the committee on legislative research, as well as the department of elementary and secondary education, the department of higher education, the coordinating board for higher education, the state tax commission, the department of economic development, all school districts and other political subdivisions of this state, teachers and teacher groups, business and other commercial interests and any other interested persons.

7. Members of the committee shall receive no compensation but may be reimbursed for reasonable and necessary expenses associated with the performance of their official duties.”; and

Further amend said bill, page 178, section B, line 23 of said page, by inserting at the end of said line the following:

“Because of the need to ensure the proper receipt and accounting of moneys received from the Race to the Top Program, the enactment of section 30.1025 and the repeal and reenactment of section 160.254 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 30.1025 and the repeal and reenactment of section 160.254 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

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

Senator Keaveny offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 97, Section 167.029, Line 7 of said page, by inserting after all of said line the following:

“167.031. 1. Every parent, guardian or other person in this state having charge, control or custody of a child not enrolled in a public, private, parochial, parish school or full-time equivalent attendance in a combination of such schools and between the ages of seven years and the compulsory attendance age for the district is responsible for enrolling the child in a program of academic instruction which complies with subsection 2 of this section. Any parent, guardian or other person who enrolls a child between the ages of five and seven years in a public school program of academic instruction shall cause such child to attend the academic program on a regular basis, according to this section **except as provided in subsection 8 of this**

section. Nonattendance by such child shall cause such parent, guardian or other responsible person to be in violation of the provisions of section 167.061, except as provided by this section. A parent, guardian or other person in this state having charge, control, or custody of a child between the ages of seven years of age and the compulsory attendance age for the district shall cause the child to attend regularly some public, private, parochial, parish, home school or a combination of such schools not less than the entire school term of the school which the child attends; except that:

(1) A child who, to the satisfaction of the superintendent of public schools of the district in which he resides, or if there is no superintendent then the chief school officer, is determined to be mentally or physically incapacitated may be excused from attendance at school for the full time required, or any part thereof;

(2) A child between fourteen years of age and the compulsory attendance age for the district may be excused from attendance at school for the full time required, or any part thereof, by the superintendent of public schools of the district, or if there is none then by a court of competent jurisdiction, when legal employment has been obtained by the child and found to be desirable, and after the parents or guardian of the child have been advised of the pending action; or

(3) A child between five and seven years of age shall be excused from attendance at school if a parent, guardian or other person having charge, control or custody of the child makes a written request that the child be dropped from the school's rolls.

2. (1) As used in sections 167.031 to 167.071, a "home school" is a school, whether incorporated or unincorporated, that:

(a) Has as its primary purpose the provision of private or religious-based instruction;

(b) Enrolls pupils between the ages of seven years and the compulsory attendance age for the district, of which no more than four are unrelated by affinity or consanguinity in the third degree; and

(c) Does not charge or receive consideration in the form of tuition, fees, or other remuneration in a genuine and fair exchange for provision of instruction.

(2) As evidence that a child is receiving regular instruction, the parent shall, except as otherwise provided in this subsection:

(a) Maintain the following records:

a. A plan book, diary, or other written record indicating subjects taught and activities engaged in; and

b. A portfolio of samples of the child's academic work; and

c. A record of evaluations of the child's academic progress; or

d. Other written, or credible evidence equivalent to subparagraphs a., b. and c.; and

(b) Offer at least one thousand hours of instruction, at least six hundred hours of which will be in reading, language arts, mathematics, social studies and science or academic courses that are related to the aforementioned subject areas and consonant with the pupil's age and ability. At least four hundred of the six hundred hours shall occur at the regular home school location.

(3) The requirements of subdivision (2) of this subsection shall not apply to any pupil above the age of sixteen years.

3. Nothing in this section shall require a private, parochial, parish or home school to include in its curriculum any concept, topic, or practice in conflict with the school's religious doctrines or to exclude from its curriculum any concept, topic, or practice consistent with the school's religious doctrines. Any other provision of the law to the contrary notwithstanding, all departments or agencies of the state of Missouri shall be prohibited from dictating through rule, regulation or other device any statewide curriculum for private, parochial, parish or home schools.

4. A school year begins on the first day of July and ends on the thirtieth day of June following.

5. The production by a parent of a daily log showing that a home school has a course of instruction which satisfies the requirements of this section or, in the case of a pupil over the age of sixteen years who attended a metropolitan school district the previous year, a written statement that the pupil is attending home school in compliance with this section shall be a defense to any prosecution under this section and to any charge or action for educational neglect brought pursuant to chapter 210, RSMo.

6. As used in sections 167.031 to 167.051, the term "compulsory attendance age for the district" shall mean:

(1) Seventeen years of age for any metropolitan school district for which the school board adopts a resolution to establish such compulsory attendance age; provided that such resolution shall take effect no earlier than the school year next following the school year during which the resolution is adopted; and

(2) Seventeen years of age or having successfully completed sixteen credits towards high school graduation in all other cases. The school board of a metropolitan school district for which the compulsory attendance age is seventeen years may adopt a resolution to lower the compulsory attendance age to sixteen years; provided that such resolution shall take effect no earlier than the school year next following the school year during which the resolution is adopted.

7. For purposes of subsection 2 of this section as applied in subsection 6 [herein] **of this section**, a "completed credit towards high school graduation" shall be defined as one hundred hours or more of instruction in a course. Home school education enforcement and records pursuant to this section, and sections 210.167 and 211.031, RSMo, shall be subject to review only by the local prosecuting attorney.

8. Notwithstanding subsection 1 of this section, beginning in the 2011-2012 school year, in a metropolitan school district and in an urban school district containing most or all of a city with a population greater than three hundred fifty thousand inhabitants, every parent, guardian, or other person having charge, control or custody of a child who chooses to enroll the child in a public, private, parochial, parish school, or full-time equivalent attendance in a combination of such schools shall enroll such child by the age of six. The provisions of this subsection shall not apply to any parent, guardian, or other person having charge, control, or custody of a child and intending to enroll the child in a program of academic instruction that complies with subsection 2 of this section."; and

Further amend said bill, page 146, section 168.515, line 2 of said page, by inserting after all of said line the following:

"171.017. 1. The board of education of any school district, upon adoption of a resolution by the vote of a majority of all its members to authorize such action, may offer two start dates for kindergarten for children who have attained the statutorily required age of eligibility for kindergarten. The school district may group children according to their date of birth to begin kindergarten on one of the start dates.

2. Any school district that adopts such a resolution shall offer:

(1) One start date for kindergarten that occurs on the opening date of the school year; and

(2) One start date for kindergarten that occurs approximately halfway through the school year.

3. Any school district that adopts such a resolution shall allow parents to have their child or children start kindergarten on the start date of choice.

4. No district that adopts a resolution under this section shall lose eligibility to receive state aid pursuant to section 163.021 as a result of implementing a second start date for kindergarten students, irrespective of the timing of, or number of, days of pupil attendance. Average daily attendance for students starting on a second kindergarten start date shall be calculated as provided in subdivision (2) of section 163.011.

5. Any child who begins kindergarten on a second kindergarten start date under this section may be promoted to first grade the subsequent school year if the student's teacher and principal find that the student is adequately prepared. Alternatively, the student's parent or legal guardian may request that the student remain in kindergarten an additional year.”; and

Further amend the title and enacting clause accordingly.

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

Senator Lager offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 90, Section 163.036, Line 25 of said page, by inserting after all of said line the following:

“163.044. 1. **(1)** Beginning with the 2007 fiscal year and each subsequent fiscal year, the general assembly shall appropriate fifteen million dollars to be directed in the following manner to school districts with an average daily attendance **for the regular school year** of three hundred fifty students or less in the school year preceding the payment year:

[(1)] (a) Ten million dollars shall be distributed to the eligible districts in proportion to their average daily attendance **for the regular school year**; and

[(2)] (b) Five million dollars shall be directed to the eligible districts that have an operating levy for school purposes in the current year equal to or greater than the performance levy and any school districts which have an operating levy for school purposes in the current year less than the performance levy solely due to a modification of such district's levy required under subdivision (4) of subsection 5 of section 137.073, RSMo. A tax-rate-weighted average daily attendance shall be calculated for each eligible district in proportion to its operating levy for school purposes for the current year divided by the performance levy with that result multiplied by the district's average daily attendance in the school year preceding the payment year. The total appropriation pursuant to this subdivision shall then be divided by the sum of the tax-rate-weighted average daily attendance of the eligible districts, and the resulting amount per tax-rate-weighted average daily attendance shall be multiplied by each eligible district's tax-rate-weighted average daily attendance to determine the amount to be paid to each eligible district.

(2) Beginning with the earlier of the completion of the phase-in under subsection 4 of section

163.031 or the fiscal year after the first fiscal year in which the amount appropriated for subsections 1 and 2 of section 163.031 is sufficient to accommodate the full amount of the annualized calculation required under such subsections after fiscal year 2010, as certified by the commissioner of education in a letter to the house budget chair and senate appropriations chair, and each subsequent fiscal year, the general assembly shall appropriate twenty million dollars to be directed in the following manner to school districts with an average daily attendance for the regular school year of three hundred fifty students or less in the school year preceding the payment year:

(a) Fifteen million dollars shall be distributed to the eligible districts in proportion to their average daily attendance for the regular school year; and

(b) Five million dollars shall be directed to the eligible districts that have an operating levy for school purposes in the current year equal to or greater than the performance levy and any school districts which have an operating levy for school purposes in the current year less than the performance levy solely due to a modification of such district's levy required under subdivision (4) of subsection 5 of section 137.073, RSMo. A tax-rate-weighted average daily attendance shall be calculated for each eligible district in proportion to its operating levy for school purposes for the current year divided by the performance levy with that result multiplied by the district's average daily attendance in the school year preceding the payment year. The total appropriation pursuant to this subdivision shall then be divided by the sum of the tax-rate-weighted average daily attendance of the eligible districts, and the resulting amount per tax-rate-weighted average daily attendance shall be multiplied by each eligible district's tax-rate-weighted average daily attendance to determine the amount to be paid to each eligible district.

2. Upon the occurrence of the earlier of the two conditions outlined in subdivision (2) of subsection 1 of this section, and each subsequent fiscal year, the general assembly shall appropriate an amount to be directed in the following manner to school districts with an average daily attendance for the regular school year of three hundred fifty-one to and including four hundred forty-nine students in the school year preceding the payment year, so that a school district with an average daily attendance for the regular school year of three hundred fifty-one shall receive ninety-nine percent of the amount per average daily attendance distributed under subdivision (1) of subsection 1 of this section and the percentage factor shall decrease by one per each additional student in average daily attendance as average daily attendance for the regular school year increases to and including four hundred forty-nine.

3. The payment under this section shall not be transferred to the capital projects fund.

[3.] 4. Except as provided in subsection [2] 3 of this section, districts receiving payments under this section may use the moneys for, including but not limited to, the following:

- (1) Distance learning;**
- (2) Extraordinary transportation costs;**
- (3) Rural teacher recruitment; and**
- (4) Student learning opportunities not available within the district.”; and**

Further amend the title and enacting clause accordingly.

Senator Lager moved that the above amendment be adopted, which motion failed.

Senator Schmitt offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 74, Section 163.031, Line 5 of said page, by inserting after the word “section” the following: “. **In such a situation, any district receiving a payment under this paragraph shall not be required to meet the non-federal requirements of the Missouri school improvement program**”; and

Further amend said bill and section, Page 76, Line 16 of said page, by inserting after the word “section” the following: “. **In such a situation, any district receiving a payment under this paragraph shall not be required to meet the non-federal requirements of the Missouri school improvement program**”.

Senator Schmitt moved that the above amendment be adopted.

President Kinder assumed the Chair.

At the request of Senator Pearce, **HCS No. 2** for **HB 1543**, with **SCS**, **SS** for **SCS** and **SA 4** (pending), was placed on the Informal Calendar.

REFERRALS

President Pro Tem Shields referred **HB 2252**; **HCS** for **HJR 64**, with **SCS**; **HCS** for **HB 1966**, with **SCS**; **HJR 78**; **HJR 62**; and **HCS** for **HB 1871**, with **SCS**, to the Committee on Governmental Accountability and Fiscal Oversight.

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 refuses to adopt **SCS** for **HCS** for **HBs 1311** and **1341** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS No. 2** for **HB 1268**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HB 1677** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 1965**, as amended, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to concur in **SA 1** and **SA 2** to **HB 1691** and requests the Senate to recede from its position and

failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HB 2226**, **HB 1824**, **HB 1832** and **HB 1900**, as amended, and requests the Senate to recede from its position and, failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SCR 33**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **HCS** for **HBs 1408** and **1514** and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCS** for **SCR 54**, as amended by **HSA 1** for **HA 1**.

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE CONCURRENT RESOLUTION NO. 54

WHEREAS, revenues in Missouri continue to fall well below estimates prepared by the state, forcing the governor to cut funds already appropriated by the legislature in order to balance the budget; and

WHEREAS, at the same time revenues have declined, state government has grown over the years, producing unnecessary programs and inefficient allocations of funds; and

WHEREAS, the Missouri General Assembly through careful planning must identify inefficient and unnecessary areas of government spending in order to ensure the state's resources are being put to a use that most benefits the citizens of this state:

NOW THEREFORE BE IT RESOLVED by the members of the Missouri Senate, Ninety-fifth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby establish a Joint Interim Committee on Reducing the Size of State Government; and

BE IT FURTHER RESOLVED that the Committee shall be charged with the following:

1. Examining each department, and agency within each department, to determine programs or bureaucracies within such department that should be eliminated or reduced; and
2. Developing recommendations, strategies and plans for:
 - (1) Reducing the size of state government;
 - (2) Identifying inefficient and unnecessary uses of state funds;
 - (3) Addressing budget shortfalls; and
 - (4) Other areas that the Committee determines are vital to reducing the size of state government; and
3. Reporting its recommendations to the House Budget Committee and the Senate Appropriations Committee by Dec. 31, 2010; and
4. Such other matters as the Joint Interim Committee may deem necessary in order to determine the proper course of future legislative and budgetary action regarding these issues; and

BE IT FURTHER RESOLVED that the Committee shall be composed of the members of the current House Budget Committee and the members of the current Senate Appropriations Committee and shall be co-chaired by the House Budget Committee Chair, or his or her designee, and the Senate Appropriations Chair, or his or her designee. The Commissioner of Administration and the State Budget Director, or their designees, shall serve as ex officio members of the Committee; and

BE IT FURTHER RESOLVED that the Joint Interim Committee is authorized to function during the legislative interim between the

Second Regular Session of the Ninety-fifth General Assembly through December 31, 2010; and

BE IT FURTHER RESOLVED that the Joint Interim Committee may solicit input and information necessary to fulfill its obligations, including, but not limited to, soliciting input and information from any state department or agency the Joint Interim Committee deems relevant, political subdivisions of this State, and the general public; and

BE IT FURTHER RESOLVED that the staffs of Senate Appropriations, Senate Research, House Appropriations, House Research, and the Joint Committee on Legislative Research shall provide such legal, research, clerical, technical, and bill drafting services as the Joint Interim Committee may require in the performance of its duties; and

BE IT FURTHER RESOLVED that the actual and necessary expenses of the Joint Interim Committee, its members, and any staff assigned to the Joint Interim Committee incurred by the Joint Interim Committee shall be paid by the Joint Contingent Fund.

HOUSE SUBSTITUTE AMENDMENT NO. 1 FOR

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Concurrent Resolution No. 54, Second Be It Further Resolved, Page 2, Lines 31 to 36 by deleting all of said lines and inserting in lieu thereof the following:

“BE IT FURTHER RESOLVED that the Committee shall be composed of fourteen members, four majority party members to be appointed by the President Pro Tem of the Senate, and three minority party members of the Senate to be appointed by the Minority Leader of the Senate, and four majority party members to be appointed by the Speaker of the House of Representatives, and three minority party members of the House of Representatives, to be appointed by the Minority Leader of the House of Representatives, the Commissioner of Administration, or his or her designee, and the State Budget Director, or his or her designee, shall serve as ex officio members of the Committee; and”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

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 refuses to recede from its position on **HCS** for **SB 795**, as amended, and grants the Senate a conference thereon.

PRIVILEGED MOTIONS

Senator Rupp moved that the Senate refuse to recede from its position on **SCS** for **HCS** for **HBs 1311** and **1341**, and grant the House a conference thereon, which motion prevailed.

On motion of Senator Engler, the Senate recessed until 8:00 p.m.

RECESS

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

RESOLUTIONS

Senator Schmitt offered Senate Resolution No. 2487, regarding Laura Henry, Webster Groves, which was adopted.

Senator Schmitt offered Senate Resolution No. 2488, regarding Maximillian Logan “Max” Inman, Saint Louis, which was adopted.

Senator Schmitt offered Senate Resolution No. 2489, regarding David James Cunningham, Jr., Manchester, which was adopted.

CONFERENCE COMMITTEE

APPOINTMENTS

President Pro Tem Shields appointed the following conference committee to act with a like committee

from the House on **HCS** for **SB 795**, as amended: Senators Mayer, Clemens, Purgason, Barnitz and Shoemyer.

PRIVILEGED MOTIONS

Senator Justus moved that the Senate refuse to recede from its position on **SS No. 2** for **HB 1268**, as amended, and grant the House a conference thereon, which motion prevailed.

Senator Days moved that the Senate refuse to recede from its position on **SCS** for **HB 1677**, and grant the House a conference thereon, which motion prevailed.

HOUSE BILLS ON THIRD READING

Senator Pearce moved that **HCS No. 2** for **HB 1543**, with **SCS**, **SS** for **SCS** and **SA 4** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 4 was again taken up.

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

Senator Schmitt offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 82, Section 163.031, Line 3, by inserting at the end of said line the following: **“In such a situation, any district receiving a payment pursuant to the provisions of this subdivision shall not be required to meet the non-federal requirements of the Missouri school improvement program.”**

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

Senator Ridgeway offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 43, Section 160.420, Line 27, by inserting after all of said line the following:

“5. If any school district described in subsection 2 of 160.400 ceases to use a school building for a continuous period of two years or closes a school building, any charter school authorized to operate within the district or any private school may submit an offer in writing to lease or purchase such building for use as a school building. The district shall accept that offer no later than the close of business on the one hundred and eightieth day after it receives the offer; however, if, during the one hundred and eighty day period, the district receives another offer or offers to lease or purchase the building, the district shall accept the offer of the highest bidder.”; and

Further amend said bill, page 46, section 160.522, line 6 of said page, by inserting after all of said line the following:

“160.532. 1. The state board of education shall study the reforms made in public elementary and secondary education by the State of Massachusetts from 1993 to the present and the resulting performance on National Assessment of Educational Progress tests by the students of that state,

including the performance of minority and disadvantaged students on such tests. In making such study, the state board of education shall give particular attention to the effects of the curriculum adopted by Massachusetts as part of its reforms and the effects of any requirement that students pass standardized tests to be eligible for graduation. No later than the close of business on September 30, 2010, the state board of education shall submit a detailed report of its findings and conclusions from the study required to be made by this section, along with its recommendations to adopt or not to adopt all or part of the Massachusetts reforms, especially those relating to the curriculum adopted by Massachusetts and the requirement that students pass a standardized test to be eligible for graduation. The report shall be submitted to the joint committee of the general assembly created in subsection 2 of this section.

2. (1) There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Education Research". The committee shall be composed of five members of the senate, with no more than three members of one party, and five members of the house of representatives, with no more than three members of one party. The senate members of the committee shall be appointed by the president pro tem of the senate and the house members by the speaker of the house of representatives. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. Meetings of the committee may be called at such time and place as the chairperson designates.

(2) The joint committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations. The committee may make reasonable requests for staff assistance from the research and appropriations staffs of the house and senate and the joint committee on legislative research.

(3) The joint committee shall prepare a final report, together with its recommendations for any legislative action deemed necessary, for submission to the general assembly by December 31, 2010, at which time the joint committee shall be dissolved.

(4) Members of the committee shall receive no compensation but may be reimbursed for reasonable and necessary expenses associated with the performance of their official duties."; and

Further amend the title and enacting clause accordingly.

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

Senator Cunningham offered SA 7:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 86, Section 163.036, Line 25 of said page by inserting immediately after "year." the following: "**Beginning with the 2010-2011 school year, the summer school attendance included in average daily attendance shall include only the attendance hours of pupils based exclusively on academic areas of study. The curriculum shall be based on core subject areas of the regular instruction program for the relevant grade levels. In order for summer school attendance to be included in the average daily attendance definition, each school district shall verify to the department of elementary and secondary education that the district's summer school program conforms to this subsection. This subsection shall not be construed to disallow a school district from providing a**

summer school program that offers nonacademic or enrichment activities at such district's expense. In any year in which the foundation formula appropriation under subsections 1, 2, and 4 of section 163.031 is less than the state aid expenditure for the previous year, each school district's summer school average daily attendance figure shall be reduced by the same percentage that the foundation formula appropriation has decreased from the previous year's state aid expenditure ."; and

Further amend said bill and section, page 89, lines 23-28 of said page, by striking all of said lines; and

Further amend said bill and section, page 90, lines 1-25 of said page, by striking all of said lines.

Senator Cunningham moved that the above amendment be adopted.

Senator Cunningham offered **SA 1 to SA 7**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 7

Amend Senate Amendment No. 7 to Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 1, Line 15, by inserting immediately after the word "**district's**" the following: "**or parent's or parents**".

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

SA 7, as amended, was again taken up.

Senator Schmitt offered **SA 2 to SA 7**, which was read:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 7

Amend Senate Amendment No. 7 to Senate Substitute for Senate Committee Substitute for House Committee Substitute No. 2 for House Bill No. 1543, Page 1, Line 6, by inserting immediately after the word "**study**" the following: "**or as specified in individual education programs**".

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

SA 7, as amended, was again taken up.

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

At the request of Senator Pearce, **HCS No. 2** for **HB 1543**, with **SCS** and **SS** for **SCS**, as amended (pending), was placed on the Informal Calendar.

PRIVILEGED MOTIONS

Senator Cunningham moved that the Senate refuse to recede from its position on **SCS** for **HCS** for **HB 1965**, as amended, and grant the House a conference thereon, which motion prevailed.

Senator Scott moved that the Senate refuse to recede from its position on **SCS** for **HB 2226**, **HB 1824**, **HB 1832** and **HB 1990**, as amended, and grant the House a conference thereon, which motion prevailed.

Senator Pearce moved that the Senate refuse to recede from its position on **SA 1** and **SA 2** to **HB 1691**, and grant the House a conference thereon, which motion prevailed.

Senator Lembke moved that the Senate refuse to recede from its position on **SS** for **HCS** for **HBs 1408** and **1514**, and grant the House a conference thereon, which motion prevailed.

Senator Purgason moved that **SCR 54**, with **HCS**, as amended, be taken up for adoption, which motion prevailed.

HCS for **SCR 54**, as amended, was taken up.

Senator Purgason moved that **HCS** for **SCR 54**, as amended, be adopted, which motion prevailed.

On motion of Senator Purgason, **SCR 54**, as amended by **HCS** with **HSA 1** for **HA 1** was adopted by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senator Rupp—1

Absent with leave—Senators

Nodler Vogel—2

Vacancies—None

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **SS** for **HCS** for **HBs 1408** and **1514**: Senators Lembke, Cunningham, Ridgeway, Callahan and McKenna.

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **SS No. 2** for **HB 1268**, as amended: Senators Justus, Days, Pearce, Lager and Crowell.

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **SCS** for **HB 1677**: Senators Days, Justus, Pearce, Lager and Crowell.

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **SCS** for **HB 2226**, **HB 1824**, **HB 1832** and **HB 1990**, as amended: Senators Scott, Cunningham, Mayer, Keaveny and McKenna.

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HB 1965**, as amended: Senators Cunningham, Lembke, Mayer, Callahan and McKenna.

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **SCS** for **HCS** for **HBs 1311** and **1341**: Senators Rupp, Schmitt, Crowell, Days and McKenna.

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **HB 1691**, with **SA 1** and **SA 2**: Senators Pearce, Lager, Schmitt, Days and Justus.

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

SENATE CALENDAR

SIXTY-SEVENTH DAY—TUESDAY, MAY 11, 2010

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

| | |
|--|---|
| SB 627-Justus (In Fiscal Oversight) | SCS for SB 622-Shoemyer (In Fiscal Oversight) |
| SJR 20-Bartle | SS for SB 1057-Shields (In Fiscal Oversight) |
| SB 779-Bartle (In Fiscal Oversight) | SCS for SB 969-Keaveny |
| SCS for SB 944-Shields (In Fiscal Oversight) | |

HOUSE BILLS ON THIRD READING

- | | |
|--|--|
| 1. HCS for HB 1675, with SCS (Ridgeway) (In Fiscal Oversight) | 8. HJR 78-Smith (150), et al (In Fiscal Oversight) |
| 2. HJR 76-Dethrow, et al, with SCS (Purgason) (In Fiscal Oversight) | 9. HB 1444-Jones (89), et al, with SCS (Schmitt) |
| 3. HCS for HB 1497 (Goodman) (In Fiscal Oversight) | 10. HCS for HB 1400, with SCS |
| 4. HB 1802-Gatschenberger, with SCS (Rupp) | 11. HCS for HB 2058, with SCS (Schmitt) |
| 5. HB 2252-Faith (Dempsey) (In Fiscal Oversight) | 12. HJR 62-McGhee, et al (In Fiscal Oversight) |
| 6. HCS for HJR 64, with SCS (In Fiscal Oversight) | 13. HB 2205-Burlison, with SCS |
| 7. HCS for HB 1966, with SCS (Pearce) (In Fiscal Oversight) | 14. HB 2290-Wasson |
| | 15. HCS for HB 1871, with SCS (In Fiscal Oversight) |
| | 16. HCS for HB 1473, with SCS |

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

| | |
|--|---|
| SCS for SB 631-Cunningham (In Fiscal Oversight) | SCS for SB 826-Griesheimer SB 1001-Griesheimer |
|--|---|

SENATE BILLS FOR PERFECTION

SB 579-Shields, with SCS
 SB 587-Nodler and Cunningham, with SCS & SA 1 (pending)
 SB 596-Callahan, with SCS (pending)
 SB 606-Stouffer
 SBs 607, 602, 615 & 725-Stouffer, with SCS & SA 1 (pending)
 SB 639-Schmitt, with SCS & SS for SCS (pending)
 SB 643-Keaveny, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
 SB 698-Griesheimer, with SCS, SS for SCS & SA 1 (pending)
 SB 705-Griesheimer
 SB 738-Crowell, with SCS
 SB 747-Rupp, et al, with SA 1 (pending)
 SB 784-Schaefer and Pearce
 SB 792-Dempsey and Rupp, with SS (pending)
 SB 797-Green
 SB 810-Lager, with SCS
 SB 818-Lembke, with SCS, SS for SCS & SA 1 (pending)
 SB 839-Wright-Jones, with SCS
 SB 852-Lager, et al, with SS, SA 1 & SSA 1 for SA 1 (pending)
 SB 868-Shields
 SB 878-Lembke, with SCS & SS for SCS (pending)
 SBs 880, 780 & 836-Schaefer, with SCS, SS for SCS & SA 1 (pending)
 SBs 895, 813, 911, 924, 922 & 802-Dempsey, et al, with SCS, SS for SCS, SA 1, SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1 (pending)
 SB 896-Shields and Crowell, with SA 1 (pending)
 SB 905-Bray, et al, with SCS & SS for SCS (pending)
 SB 999-Schaefer
 SB 1016-Mayer, with SCS
 SB 1017-Mayer, with SCS (pending)
 SB 1060-Bartle, with SCS
 SJR 22-Callahan
 SJR 25-Cunningham, et al, with SCS, SS#2 for SCS & SA 5 (pending)
 SJR 29-Purgason and Cunningham, with SCS, SS#2 for SCS & SA 1 (pending)
 SJR 31-Scott
 SJR 33-Bartle, with SA 1 (pending)
 SJR 34-Goodman, et al, with SA 1 (pending)
 SJR 38-Ridgeway
 SJR 40-Goodman, with SA 1 (pending)

HOUSE BILLS ON THIRD READING

HCS for HB 1290, with SCS, SS#2 for SCS, SA 14 & SA 1 to SA 14 (pending) (Griesheimer)
 HCS for HB 1316, with SCS & SA 2 (pending) (Nodler)
 HCS for HB 1375, with SCS (Justus)
 HB 1424-Franz, with SCS (pending) (McKenna)
 HCS for HB 1446, with SCS (Pearce)
 HCS for HB 1541, with SCS (Goodman)
 HCS#2 for HB 1543, with SCS & SS for SCS (pending) (Pearce)
 HB 1559-Brown (30) (Shields)
 HB 1595-Dugger, et al (Purgason)
 HB 1609-Diehl, with SCS & SS#2 for SCS (pending) (Bartle)
 HCS#2 for HBs 1692, 1209, 1405, 1499, 1535 & 1811, with SCS (Cunningham)
 HCS for HBs 1695, 1742 & 1674, with SCS & SS for SCS (pending) (Schaefer)

HB 1842-Wilson (130) (Goodman)
HCS for HB 1893, with SS & SA 2
(pending) (Dempsey)
HCS for HB 2048, with SCS (Lager)
HCS for HB 2070 (Schaefer)
HB 2109-Ruzicka, with SCS (Lager)

SS for SCS for HB 2111-Faith, et al
(Stouffer) (In Fiscal Oversight)
HB 2285-Thomson, with SCS (Lager)
HCS for HJR 86, with SCS & SS for SCS
(pending) (Stouffer)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 630-Cunningham, with HA 1
& HA 2
SCS for SB 644-Shields, with HA 1, HA 2
& HA 3

SB 773-Dempsey, with HA 1
SB 844-Shields, with HCS#2
SCS for SB 942-Rupp, with HCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SS for SCS for SB 605-Mayer, with HCS,
as amended
SCS for SB 733-Pearce, with HCS,
as amended
SCS for SB 754-Dempsey, with HCS,
as amended
SB 795-Mayer and Nodler, with HCS,
as amended
HB 1268-Meiners, with SS#2,
as amended (Justus)
HCS for HBs 1311 & 1341, with SCS (Rupp)

HCS for HBs 1408 & 1514, with SS (Lembke)
HB 1442-Jones (89), et al, with SS for
SCS, as amended (Nodler)
HB 1677-Hoskins (80), with SCS (Days)
HB 1691-Kraus, et al, with SA 1 & SA 2 (Pearce)
HCS for HB 1965, with SCS,
as amended (Cunningham)
HB 2226, HB 1824, HB 1832 & HB 1990,
with SCS, as amended (Scott)
HCS for HB 2297, with SCS, as amended
(Wilson)

Requests to Recede or Grant Conference

SCS for SBs 842, 799 & 809-Schmitt, with
HCS, as amended (Senate requests
House recede or grant conference)

SB 987-Stouffer, with HCS, as amended
(Senate requests House recede or
grant conference)

RESOLUTIONS

Reported from Committee

SCR 42-Bray, with SCA 1
HCS for HCR 18, with SA 1 (pending) (Rupp)
SCR 46-Stouffer

HCS for HCRs 34 & 35 (Schmitt)
SR 1744-Shields
SCR 57-Ridgeway