

Journal of the Senate

FIRST REGULAR SESSION

THIRTY-NINTH DAY—THURSDAY, MARCH 17, 2011

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

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

Gracious God, as we prepare to take our Spring break help us to remember You alone can truly refresh us and renew our hearts, minds and souls. Help us to be open vessels to receive Your blessings that we may be a blessing to those around us and especially those who share this time away from here. Help us to use this time for recreation and rest in You so we are prepared better to continue the work You have for us. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal of the previous day was read and approved.

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

Present—Senators

| | | | | | | | |
|----------|----------|------------|------------|---------|----------|----------|-----------------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard |
| Ridgeway | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—32 |

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Lembke offered Senate Resolution No. 564, regarding the Missouri Wing of the Civil Air Patrol, which was adopted.

Senator Curls offered Senate Resolution No. 565, regarding former State Senator Yvonne Wilson, Kansas City, which was adopted.

Senator Lager offered Senate Resolution No. 566, regarding Jacob William Ward, Trimble, which was adopted.

Senator Engler offered Senate Resolution No. 567, regarding the Ninetieth Birthday of Leamay Laplant, Desloge, which was adopted.

Senator Goodman offered Senate Resolution No. 568, regarding the death of Army Specialist Christopher Stark, Monett, which was adopted.

Senator Lembke offered Senate Resolution No. 569, regarding Karen Cordia, Fenton, which was adopted.

Senator Lembke offered Senate Resolution No. 570, regarding Erin Ludwick, Saint Louis, which was adopted.

Senator Lembke offered Senate Resolution No. 571, regarding Alison Helmer, Saint Louis, which was adopted.

Senator Lembke offered Senate Resolution No. 572, regarding Anna Hutchinson, Valley Park, which was adopted.

Senator Lembke offered Senate Resolution No. 573, regarding Susan Weedman, Saint Louis, which was adopted.

Senator Lembke offered Senate Resolution No. 574, regarding Liz Murphy, Saint Louis, which was adopted.

Senator Lembke offered Senate Resolution No. 575, regarding Jennifer Hejlik, Imperial, which was adopted.

Senator Lembke offered Senate Resolution No. 576, regarding David Tidwell, Webster Groves, which was adopted.

Senator Lembke offered Senate Resolution No. 577, regarding Kenneth E. Horvath, Imperial, which was adopted.

Senator Brown offered Senate Resolution No. 578, regarding Joan Goans, Linn, which was adopted.

THIRD READING OF SENATE BILLS

SB 173, introduced by Senators Dixon and Kehoe, entitled:

An Act to repeal section 21.920, RSMo, and to enact in lieu thereof one new section relating to the joint committee on Missouri's promise.

Was taken up by Senator Dixon.

On motion of Senator Dixon, **SB 173** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|---------|----------|------------|------------|----------|---------|-----------------|----------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Richard | Ridgeway |
| Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—31 | |

NAYS—Senators—None

Absent—Senator Purgason—1

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SCS for **SB 163**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 163

An Act to repeal sections 172.030, 173.005, and 174.450, RSMo, and to enact in lieu thereof three new sections relating to higher education boards.

Was taken up by Senator Pearce.

On motion of Senator Pearce, **SCS** for **SB 163** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|----------|----------|------------|------------|---------|----------|----------|-----------------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard |
| Ridgeway | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—32 |

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SB 161, introduced by Senator Munzlinger, entitled:

An Act to repeal sections 348.400, 348.407, and 348.412, RSMo, and to enact in lieu thereof three new sections relating to business development loans for agribusinesses.

Was taken up.

Senator Ridgeway assumed the Chair.

On motion of Senator Munzlinger, **SB 161** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|---------|----------|------------|---------|----------|------------|----------|--------|
| Brown | Callahan | Cunningham | Curls | Dempsey | Dixon | Goodman | Justus |
| Keaveny | Kehoe | Lager | Lamping | Mayer | Munzlinger | Nieves | Parson |
| Pearce | Richard | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson |

Wright-Jones—25

NAYS—Senators

| | | | | | | |
|---------|--------|-------|-------|--------|----------|------------|
| Crowell | Engler | Green | Kraus | Lembke | Purgason | Ridgeway—7 |
|---------|--------|-------|-------|--------|----------|------------|

Absent—Senators—None

Absent with leave—Senators

| | |
|-----------------|-----------|
| Chappelle-Nadal | McKenna—2 |
|-----------------|-----------|

Vacancies—None

The President declared the bill passed.

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

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

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

SS for **SB 55**, introduced by Senator Brown, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 55

An Act to repeal section 137.016, RSMo, and to enact in lieu thereof one new section relating to classification of certain real property.

Was taken up.

On motion of Senator Brown, **SS** for **SB 55** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|---------|------------|----------|------------|----------|----------|-----------------|----------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping | Lembke |
| Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard | Ridgeway |
| Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—31 | |

NAYS—Senator Green—1

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SS No. 2 for SCS for SB 8, introduced by Senator Goodman, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 8

An Act to repeal sections 287.067, 287.120, and 287.150, RSMo, and to enact in lieu thereof three new sections relating to workers' compensation.

Was taken up.

On motion of Senator Goodman, **SS No. 2 for SCS for SB 8** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|----------|---------|------------|----------|-----------------|----------|--------|------------|
| Brown | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler | Goodman |
| Justus | Kehoe | Kraus | Lager | Lamping | Lembke | Mayer | Munzlinger |
| Nieves | Parson | Pearce | Purgason | Richard | Ridgeway | Rupp | Schaaf |
| Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—29 | | | |

NAYS—Senators

Callahan Green Keaveny—3

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SB 145, introduced by Senator Dempsey, entitled:

An Act to repeal section 55.030, RSMo, and to enact in lieu thereof one new section relating to county inventory.

Was taken up.

On motion of Senator Dempsey, **SB 145** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|----------|----------|------------|------------|---------|----------|----------|-----------------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard |
| Ridgeway | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—32 |

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SB 250, introduced by Senator Kehoe, entitled:

An Act to repeal sections 566.147 and 589.040, RSMo, and to enact in lieu thereof two new sections relating to requirements for persons convicted of sexual assault offenses, with penalty provisions.

Was taken up.

On motion of Senator Kehoe, **SB 250** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|----------|----------|------------|------------|---------|----------|----------|-----------------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard |
| Ridgeway | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—32 |

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SCS for **SB 17**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 17

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to cord blood banking.

Was taken up by Senator Lembke.

On motion of Senator Lembke, **SCS** for **SB 17** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|----------|----------|------------|------------|---------|----------|----------|-----------------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard |
| Ridgeway | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—32 |

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SB 220, introduced by Senator Wasson, entitled:

An Act to repeal section 429.015, RSMo, and to enact in lieu thereof one new section relating to liens

for architects, professional engineers, land surveyors, and landscape architects.

Was taken up.

On motion of Senator Wasson, **SB 220** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|----------|----------|------------|------------|---------|----------|----------|-----------------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard |
| Ridgeway | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—32 |

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SCS for **SB 131**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 131

An Act to repeal section 643.315, RSMo, and to enact in lieu thereof one new section relating to exempting qualified plug-in electric drive vehicles from the motor vehicle emissions inspection program.

Was taken up by Senator Rupp.

On motion of Senator Rupp, **SCS** for **SB 131** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|----------|----------|------------|------------|---------|----------|----------|-----------------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard |
| Ridgeway | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—32 |

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SS for **SB 306**, introduced by Senator Wasson, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 306

An Act to repeal sections 370.100, 370.157, 370.310, 370.320, 370.353, and 370.359, RSMo, and to enact in lieu thereof thirteen new sections relating to credit unions, with penalty provisions.

Was taken up.

On motion of Senator Wasson, **SS** for **SB 306** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | | |
|----------|----------|------------|------------|---------|----------|----------|-----------------|
| Brown | Callahan | Crowell | Cunningham | Curls | Dempsey | Dixon | Engler |
| Goodman | Green | Justus | Keaveny | Kehoe | Kraus | Lager | Lamping |
| Lembke | Mayer | Munzlinger | Nieves | Parson | Pearce | Purgason | Richard |
| Ridgeway | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—32 |

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

SCS for **SB 162**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 162

An Act to amend chapter 262, RSMo, by adding thereto one new section relating to the farm-to-table advisory board, with an expiration date for a certain section.

Was taken up by Senator Munzlinger.

On motion of Senator Munzlinger, **SCS** for **SB 162** was read the 3rd time and passed by the following

vote:

YEAS—Senators

| | | | | | | | |
|---------|----------|------------|----------|---------|------------|---------|-----------------|
| Brown | Callahan | Cunningham | Curls | Dempsey | Dixon | Goodman | Justus |
| Keaveny | Kehoe | Lager | Lamping | Mayer | Munzlinger | Parson | Pearce |
| Richard | Rupp | Schaaf | Schaefer | Schmitt | Stouffer | Wasson | Wright-Jones—24 |

NAYS—Senators

| | | | | | | | |
|---------|--------|-------|-------|--------|--------|----------|------------|
| Crowell | Engler | Green | Kraus | Lembke | Nieves | Purgason | Ridgeway—8 |
|---------|--------|-------|-------|--------|--------|----------|------------|

Absent—Senators—None

Absent with leave—Senators

Chappelle-Nadal McKenna—2

Vacancies—None

The President declared the bill passed.

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

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

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

President Pro Tem Mayer assumed the Chair.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Health, Mental Health, Seniors and Families, to which was referred **SB 118**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Health, Mental Health, Seniors and Families, to which was referred **SB 177**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Purgason, Chairman of the Committee on Ways and Means and Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Ways and Means and Fiscal Oversight, to which was referred **SB 241**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Engler, Chairman of the Committee on Financial and Governmental Organizations and Elections, submitted the following report:

Mr. President: Your Committee on Financial and Governmental Organizations and Elections, to which was referred **SB 323**, 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 the Judiciary and Civil and Criminal Jurisprudence,

submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 59**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 60**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 70**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 165**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 116**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Small Business, Insurance and Industry, to which was referred **SB 10**, 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 reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 9**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 208**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 209**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cunningham, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SJR 15**, begs leave to report

that it has considered the same and recommends that the joint resolution do pass.

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

Mr. President: Your Committee on Education, to which was referred **SB 147**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Lembke, Chairman of the Committee on Governmental Accountability, submitted the following report:

Mr. President: Your Committee on Governmental Accountability, to which was referred **SJR 10**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

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

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 390**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 189**, **SB 217**, **SB 246**, **SB 252** and **SB 79**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 231**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Jobs, Economic Development and Local Government, to which was referred **SB 25**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Munzlinger, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following reports:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 356**, 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 Agriculture, Food Production and Outdoor Resources, to which was referred **SB 368**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dempsey, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SCS** for **SB 62** and **SB 282**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 127**, entitled:

An Act to repeal section 57.970, RSMo, and to enact in lieu thereof one new section relating to the sheriffs' retirement system.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 6**, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, and adopting one new section relating to guaranteeing the right to vote by secret ballot.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 29**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 39(b) of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the state lottery.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Senator Ridgeway assumed the Chair.

HOUSE BILLS ON SECOND READING

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

HB 209—Agriculture, Food Production and Outdoor Resources.

HB 107—Financial and Governmental Organizations and Elections.

HCS for HB 205—Commerce, Consumer Protection, Energy and the Environment.

HCS for HB 76—Jobs, Economic Development and Local Government.

HCS for HBs 276, 233 and 274—Judiciary and Civil and Criminal Jurisprudence.

HCS for HBs 116 and 316—Ways and Means and Fiscal Oversight.

HCS for HB 136—Financial and Governmental Organizations and Elections.

HCS for HB 214—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 61—Small Business, Insurance and Industry.

HCS for HB 108—Rules, Joint Rules, Resolutions and Ethics.

HCS for HB 174—Education.

HCS for HBs 112 and 285—Agriculture, Food Production and Outdoor Resources.

HCS for HB 266—Transportation.

HB 339—Commerce, Consumer Protection, Energy and the Environment.

HB 167—General Laws.

HJR 2—General Laws.

COMMUNICATIONS

President Pro Tem Mayer submitted the following:

March 17, 2011

Ms. Terry Spieler
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Spieler:

I am appointing Senator Kiki Curls to the Joint Committee on Capital Improvements to replace Senator Jolie Justus.

Please feel free to contact me should you have any questions.

Sincerely,
/s/ Robert N. Mayer
Robert N. Mayer
President Pro Tem

INTRODUCTIONS OF GUESTS

Senator Stouffer introduced to the Senate, Janelle Doza and fourth grade students from New Franklin Elementary School.

Senator Engler introduced to the Senate, Erin Petersen, St. Louis.

Senator Kehoe introduced to the Senate, Milena Fein, Muenchberg, Germany; Andy Small, California; and Anne Rottmann, Jefferson City.

Senator Schaefer introduced to the Senate, representatives of Freedom Scholars, Homeschoolers from the Nineteenth Senatorial District.

On behalf of Senator Mayer, the President introduced to the Senate, Lugenia Counce, Kara and Gavin Kingston, Trina Hollomon, Patricia Gibbens, Lisa Griffin, Katie Houston; and Lillie Hollomon, Dallas Richardson, Alijah Veasley, Coltin Griffin, Kayla Rodgers, Melissa Ibarra, Payton Gibbens, Mya Young, Kelsey Kingston, Morgan Stansell and Marneasha Wiley, fourth grade students from Caruthersville

Elementary School; and Mya, Kelsey, Morgan and Marneasha were made honorary pages.

On motion of Senator Dempsey, the Senate adjourned until 10:30 a.m., Friday, March 25, 2011.

SENATE CALENDAR

FORTIETH DAY—FRIDAY, MARCH 25, 2011

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

| | |
|----------------------------------|--------------------------|
| HCS for HB 83 | HCS for HB 338 |
| HB 109-Wells, et al | HCS for HB 363 |
| HB 137-Thomson, et al | HB 415-Richardson, et al |
| HB 142-Gatschenberger | HB 442-Franz |
| HB 149-Day, et al | HB 229-Curls and Leara |
| HB 151-Kelly (24) and Mollendorp | HB 282-Franz |
| HB 153-Black, et al | HCS for HB 315 |
| HB 171-Ruzicka, et al | HB 358-Leara and Colona |
| HB 184-Dugger | HB 360-Leara |
| HB 186-Entlicher, et al | HCS for HB 459 |
| HB 189-Ruzicka | HCS for HB 465 |
| HB 190-Ruzicka | HB 127-Barnes |
| HB 204-Hoskins, et al | HJR 6-Cierpiot, et al |
| HCS for HB 250 | HJR 29-Solon, et al |
| HB 217-Dugger and Entlicher | |

THIRD READING OF SENATE BILLS

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| SCS for SB 11-McKenna (In Fiscal Oversight) | SS#2 for SCS for SB 62-Schaaf SB 282-Engler |
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SENATE BILLS FOR PERFECTION

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|---------------------------|-------------------------------|
| 1. SB 247-Pearce | 3. SB 54-Cunningham, with SCS |
| 2. SB 81-Pearce, with SCS | 4. SB 200-Crowell |

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| 5. SB 72-Kraus | 19. SB 10-Rupp |
| 6. SB 36-Lembke | 20. SB 9-Rupp |
| 7. SB 322-Schaefer | 21. SB 208-Lager |
| 8. SB 29-Brown, with SCS | 22. SB 209-Lager |
| 9. SJR 11-Munzlinger, with SCS | 23. SJR 15-Nieves, et al |
| 10. SB 118-Stouffer | 24. SB 147-Schaefer |
| 11. SB 177-Brown, with SCS | 25. SJR 10-Lembke and Green |
| 12. SB 241-Brown and Wasson | 26. SB 390-Schmitt, et al |
| 13. SB 323-Schaefer, with SCS | 27. SBs 189, 217, 246, 252 & 79-Schmitt, with SCS |
| 14. SB 59-Keaveny | 28. SB 231-Lager, et al |
| 15. SB 60-Keaveny, with SCS | 29. SB 25-Schaaf, with SCS |
| 16. SB 70-Schaefer, with SCS | 30. SB 356-Munzlinger, with SCS |
| 17. SB 165-Goodman, with SCS | 31. SB 368-Stouffer, with SCS |
| 18. SB 116-Justus | |

HOUSE BILLS ON THIRD READING

HCS for HB 14, with SCS (Schaefer)

HB 15-Silvey (Schaefer)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SCS for SB 18-Schmitt

SENATE BILLS FOR PERFECTION

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| SBs 1 & 206-Ridgeway, with SCS & SA 1 (pending) | SB 175-Munzlinger, et al |
| SBs 7, 5, 74 & 169-Goodman, with SCS | SB 176-Munzlinger, et al |
| SB 23-Keaveny, with SCS & SS for SCS (pending) | SB 202-Crowell |
| SB 28-Brown | SB 203-Schmitt, et al |
| SB 37-Lembke, with SCS | SB 204-Dempsey, et al |
| SB 65-Mayer, et al, with SCS | SB 226-Engler |
| SB 120-Stouffer | SB 242-Cunningham, with SCS |
| SB 130-Rupp, with SCS & SS for SCS (pending) | SB 254-Stouffer, with SCS |
| | SB 278-Munzlinger, et al |
| | SB 280-Purgason, et al, with SCS |

HOUSE BILLS ON THIRD READING

HCS for HB 163, with SCS, SS for SCS &
SA 1 (pending) (Pearce)

CONSENT CALENDAR

Senate Bills

Reported 2/17

SB 57-Callahan, with SCS
SB 97-Engler

SB 96-Engler

RESOLUTIONS

Reported from Committee

SR 179-Purgason

SCR 8-Rupp

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