

Journal of the Senate

FIRST REGULAR SESSION

FIFTY-NINTH DAY—THURSDAY, APRIL 28, 2011

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“The present moment holds infinite riches, but you will only enjoy them to the extent of your faith and love.” (Jean-Pierre De Caussade)

Loving Father, this day holds many things for us to think about and to act upon and we will be busy with many distractions; but we would ask that after they are completed, You would help us shift our minds and hearts to more meaningful pursuits and loving people. Help us use this weekend for enriching our souls and drawing closer to our families as we make time for what we truly need. 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	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Ways and Means and Fiscal Oversight, to which were referred **SCS** for **SB 122**; **SS** for **SCS** for **HCS** for **HBs 73** and **47**, as amended; **HJR 2**; and **SJR 12**, begs leave to report that it has considered the same and recommends that the bills and joint resolutions do pass.

THIRD READING OF SENATE BILLS

SCS for **SB 122**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 122

An Act to repeal section 354.535, RSMo, and to enact in lieu thereof three new sections relating to health insurance.

Was taken up by Senator Schaaf.

On motion of Senator Schaaf, **SCS** for **SB 122** 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	McKenna	Munzlinger	Nieves	Parson	Pearce	Purgason
Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer	Wasson

Wright-Jones—33

NAYS—Senator Chappelle-Nadal—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

SJR 12, introduced by Senator Green, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to term limits.

Was taken up.

On motion of Senator Green, **SJR 12** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Curls	Dempsey	Dixon	Engler
Green	Justus	Keaveny	Kehoe	Lager	Lamping	Lembke	Mayer
McKenna	Munzlinger	Parson	Pearce	Purgason	Richard	Ridgeway	Rupp
Schaaf	Schaefer	Stouffer	Wasson	Wright-Jones—29			

NAYS—Senators

Cunningham	Goodman	Kraus	Nieves—4
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Absent—Senator Schmitt—1

Absent with leave—Senators—None

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Green, title to the joint resolution was agreed to.

Senator Green moved that the vote by which the joint resolution passed be reconsidered.

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

HOUSE BILLS ON THIRD READING

Senator Crowell moved that **SS** for **SCS** for **HCS** for **HBs 73** and **47**, as amended, be called from the Informal Calendar and taken up for 3rd reading and final passage, which motion prevailed.

SS for **SCS** for **HCS** for **HBs 73** and **47**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Crowell	Cunningham	Dempsey	Dixon	Engler	Goodman
Green	Kehoe	Kraus	Lager	Lamping	Lembke	Mayer	McKenna
Munzlinger	Nieves	Parson	Pearce	Purgason	Richard	Ridgeway	Rupp
Schaaf	Schaefer	Schmitt	Stouffer	Wasson—29			

NAYS—Senators

Chappelle-Nadal	Curls	Justus	Keaveny	Wright-Jones—5
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

At the request of Senator Goodman, **HJR 2** was placed on the Informal Calendar.

At the request of Senator Brown, **HCS** for **HBs 112** and **285**, with **SCS**, was placed on the Informal Calendar.

HCS for **HB 197**, with **SCA 1**, entitled:

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

Was taken up by Senator Lembke.

SCA 1 was taken up.

Senator Pearce assumed the Chair.

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

On motion of Senator Lembke, **HCS** for **HB 197**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

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.

At the request of Senator Goodman, **HCS** for **HB 143** was placed on the Informal Calendar.

At the request of Senator Crowell, **HB 282**, with **SCS**, was placed on the Informal Calendar.

HB 499, introduced by Representative Wells, et al, entitled:

An Act to repeal section 302.291, RSMo, and to enact in lieu thereof one new section relating to driver's license competency assessment, with an existing penalty provision.

Was taken up by Senator Wasson.

On motion of Senator Wasson, **HB 499** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

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.

HCS for **HB 70**, entitled:

An Act to repeal section 230.220, RSMo, and to enact in lieu thereof one new section relating to county highway commissions.

Was taken up by Senator Goodman.

On motion of Senator Goodman, **HCS** for **HB 70** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Rupp	Schaaf	Schaefer	Schmitt	Stouffer	Wasson
Wright-Jones—33							

NAYS—Senator Ridgeway—1

Absent—Senators—None

Absent with leave—Senators—None

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.

HB 199, introduced by Representative Kelley (126), et al, entitled:

An Act to repeal section 577.023, RSMo, and to enact in lieu thereof one new section relating to community service requirements for intoxication-related traffic offenses, with existing penalty provisions.

Was taken up by Senator Parson.

On motion of Senator Parson, **HB 199** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HB 256, with **SCS**, introduced by Representative Cox, et al, entitled:

An Act to repeal section 477.650, RSMo, and to enact in lieu thereof one new section relating to the basic civil legal services fund.

Was taken up by Senator Goodman.

SCS for **HB 256**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 256

An Act to repeal section 477.650, RSMo, and to enact in lieu thereof one new section relating to the basic civil legal services fund.

Was taken up.

Senator Goodman moved that **SCS** for **HB 256** be adopted, which motion prevailed.

On motion of Senator Goodman, **SCS** for **HB 256** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

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.

Senator Lager moved that **HB 339**, with **SS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **HB 339** was again taken up.

At the request of Senator Lager, **HB 339**, with **SS** (pending), was placed on the Informal Calendar.

HB 260, introduced by Representative Cox, et al, entitled:

An Act to repeal sections 210.844, 454.850, 454.853, 454.855, 454.857, 454.860, 454.862, 454.865, 454.867, 454.869, 454.871, 454.874, 454.877, 454.880, 454.882, 454.885, 454.887, 454.890, 454.892, 454.895, 454.897, 454.900, 454.902, 454.905, 454.907, 454.910, 454.912, 454.915, 454.917, 454.920, 454.922, 454.927, 454.930, 454.932, 454.934, 454.936, 454.938, 454.941, 454.943, 454.946, 454.948, 454.951, 454.953, 454.956, 454.958, 454.961, 454.963, 454.966, 454.968, 454.971, 454.973, 454.976, 454.978, 454.981, 454.983, 454.986, 454.989, 454.991, 454.993, 454.995, and 454.999, RSMo, and to enact in lieu thereof eighty new sections relating to the uniform interstate family support act.

Was taken up by Senator Justus.

On motion of Senator Justus, **HB 260** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
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Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HCS for HB 214, with **SCS**, entitled:

An Act to repeal sections 566.200, 566.203, 566.206, 566.209, 566.212, 566.213, 566.218, and 566.223, RSMo, and to enact in lieu thereof eight new sections relating to human trafficking, with penalty provisions.

Was taken up by Senator Goodman.

SCS for HCS for HB 214, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 214

An Act to repeal sections 566.200, 566.203, 566.206, 566.209, 566.212, 566.213, 566.218, and 566.223, RSMo, and to enact in lieu thereof eight new sections relating to human trafficking, with penalty provisions.

Was taken up.

Senator Goodman moved that **SCS for HCS for HB 214** be adopted, which motion prevailed.

On motion of Senator Goodman, **SCS for HCS for HB 214** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

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.

Senator Lager moved that **HB 339**, with **SS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **HB 339** was again taken up.

Senator Ridgeway offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 339, Page 4, Section 392.460, Lines 24-28 of said page, by striking all of said lines and inserting in lieu thereof the following: “**providing local voice service there, and either:**

(1) The owner or developer requests in writing that the local exchange carrier make local voice service available to occupants of the real property and the owner or developer confirms in writing that all conditions described in subsections 3 and 5 of this section have ceased to exist at the property; or

(2) A petition is submitted to the local exchange carrier by at least fifty percent plus one of the residents of the real property requesting that the local exchange carrier make local voice service available to the residents and the petition confirms in writing that all conditions described in subsections 3 and 5 of this section have ceased to exist at the property; the carrier of last resort obligation under this section shall again”; and

Further amend said bill and section, page 5, line 1 of said page, by striking all of said line; and further amend lines 17-19 of said page, by striking all of said lines and inserting in lieu thereof the following: “**carrier shall have a reasonable period of time, but not to exceed one hundred eighty days, following the request or petition under this subsection to provide local voice service.**”; and

Further amend said bill and section, page 7, line 22 of said page, by inserting after the word “and” the following: “**the portion of**”; and further amend line 24 of said page, by inserting after the word “county” the following: “**that is located in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants**”; and

Further amend said bill and section, page 8, lines 1-8 of said page, by striking all of said lines; and renumbering the remaining subsection accordingly.

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

Senator Lager moved that **SS** for **HB 339**, as amended, be adopted, which motion prevailed.

On motion of Senator Lager, **SS** for **HB 339**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

HB 204, introduced by Representative Hoskins, et al, entitled:

An Act to repeal section 41.950, RSMo, and to enact in lieu thereof two new sections relating to driver's license renewal for military personnel.

Was called from the Informal Calendar and taken up by Senator Stouffer.

On motion of Senator Stouffer, **HB 204** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Callahan	Chappelle-Nadal	Crowell	Cunningham	Curls	Dempsey	Dixon
Engler	Goodman	Green	Justus	Keaveny	Kehoe	Kraus	Lager
Lamping	Lembke	Mayer	McKenna	Munzlinger	Nieves	Parson	Pearce
Purgason	Richard	Ridgeway	Rupp	Schaaf	Schaefer	Schmitt	Stouffer
Wasson	Wright-Jones—34						

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

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

Senator Ridgeway assumed the Chair.

President Pro Tem Mayer assumed the Chair.

REPORTS OF STANDING COMMITTEES

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

Senator Goodman, 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 **SB 399**, 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 44**, 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 **HB 462**, 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 Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 89**, 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 Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 578**, 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 Commerce, Consumer Protection, Energy and the Environment,

to which was referred **HB 737**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schmitt, 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 183**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Ridgeway assumed the Chair.

Senator Mayer, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Catherine Crum-Thompson, Independent, as a member of the Missouri Women's Council;

Also,

Gerard Grimaldi, as a member of the MO HealthNet Oversight Committee;

Also,

Brenda Tinnen, Independent, as a member of the Tourism Commission.

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

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

PRIVILEGED MOTIONS

Senator Mayer moved that the Senate refuse to concur in **HCS** for **SCS** for **SB 68**, as amended, and request the House to recede from its position and take up and pass **SCS** for **SB 68**, which motion prevailed.

REFERRALS

President Pro Tem Mayer referred **HCR 32** and **HCR 46** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SCS** for **SB 366**, entitled:

An Act to amend chapter 351, RSMo, by adding thereto seventy-nine new sections relating to the Missouri cooperative associations act, with penalty provisions.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 366, Page 4, Section 351.409, Line 19, by inserting after the words “**under the law**” the words “**of this state or**”; and

Further amend said bill, Page 5, Section 351.409, Line 61, by deleting the words “**to non-Missouri entity**”; and

Further amend said bill, Page 5, Section 351.409, Line 62, by deleting the words “**to non-Missouri entity**”; and

Further amend said bill, Page 5, Section 351.409, Line 68, by deleting the words “**out of the state of Missouri**”; and

Further amend said bill, Page 5, Section 351.409, Line 69, by deleting the words “**out of the state of Missouri**”; and

Further amend said bill, Page 5, Section 351.409, Line 71, by deleting the words “**to non-Missouri entity**”; and

Further amend said bill, Page 6, Section 351.409, Line 111, by inserting after all of said line the following:

“351.658. Except as otherwise provided in this chapter, the secretary of state shall charge and collect for:

(1) Filing application for reservation of a corporate name, twenty dollars;

(2) Filing amendment to articles of incorporation or certificate of authority and issuing a certificate of amendment or amended certificate of authority, twenty dollars;

(3) Filing articles of merger or consolidation, twenty-five dollars plus five dollars for each merging or consolidating Missouri corporation or foreign corporation authorized to do business in Missouri over two in number;

(4) Filing articles of dissolution, twenty dollars; filing articles of liquidation, twenty dollars;

(5) Filing of revocation of articles of dissolution, twenty dollars;

(6) Filing of restated articles of incorporation, twenty dollars;

(7) Filing an application for withdrawal of a foreign corporation and issuing a certificate of withdrawal, twenty dollars;

(8) Filing statement of change of address of registered office or change of registered agent, or both, five dollars;

(9) Filing resignation of registered agent, five dollars;

(10) Certified copy of corporate record, in a written format fifty cents per page plus five dollars for certification, or in an electronic format five dollars for certification and copies;

(11) Furnishing certificate of corporate existence, five dollars;

(12) Furnishing certificate--others, twenty dollars;

(13) Filing evidence of merger by a foreign corporation, twenty dollars plus one dollar for each additional foreign corporation authorized to do business in Missouri over two;

(14) Filing evidence of dissolution by a foreign corporation, twenty dollars;

(15) Filing certificate of conversion to a corporation under section 351.408, fifty-three dollars;

(16) Filing certificate of conversion from a corporation under section 351.409, fifty dollars.”; and

Further amend said bill, Page 11, Section 351.1021, Lines 1 and 2 by deleting all of said lines and inserting in lieu thereof the following:

“351.1021. Upon notification that a filing by a cooperative has been made in error and receipt of a court order directing him or her to do so, the secretary of state shall revoke the erroneous filing and authorize a”; and

Further amend said bill, Page 65, Section 351.1225, Line 3, by inserting after all of said line the following:

“351.1227. The secretary of state shall have further power and authority as is reasonably necessary to enable the secretary of state to administer this chapter efficiently and to perform the duties therein imposed upon the secretary of state. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2011, shall be invalid and void.”; and

Further amend said 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 has taken up and passed **HCS** for **HB 17**, entitled:

An Act to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2011 and ending June 30, 2013.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 18**, entitled:

An Act to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvements including but not limited to major additions and renovations, new structures, and land improvements; and for the payment

of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2011 and ending June 30, 2013.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 21**, entitled:

An Act to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2011 and ending June 30, 2013.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 22**, entitled:

An Act to appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the fiscal period beginning July 1, 2011 and ending June 30, 2012.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 12**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

RESOLUTIONS

Senator Green offered Senate Resolution No. 942, regarding Marty Rudloff, Bellefontaine Neighbors, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Lamping introduced to the Senate, teachers, parents and fourth grade students from Maplewood Richmond Heights Elementary School.

Senator Nieves introduced to the Senate, Lisa Marie Tihen and her children, Emma, William and Anna; and Susan Bailey and her daughter, Jessica, Homeschoolers from Washington; and Emma and William were made honorary pages.

Senator Rupp introduced to the Senate, Allyse Pagano, Troy.

Senator Lager introduced to the Senate, fourth grade students from King City Elementary School.

Senator McKenna introduced to the Senate, Becky Jarvis and twenty students from Antonia Middle School, Imperial.

Senator Lembke introduced to the Senate, Ken Storm, Jefferson County.

Senator Goodman introduced to the Senate, Gary, Pat, Steve and Raeanne Presley, David Drennon and Deanna Presley-Drennon, Branson.

Senator Dixon introduced to the Senate, third grade students from Summit Preparatory School, Springfield.

Senator Brown introduced to the Senate, Mrs. Dvorak, Mr. Klaffer, parents and thirty-eight fourth grade students from Jonesburg Elementary School.

Senator Dempsey introduced to the Senate, Kimberly Poppitz, parents and seventh grade students from Zion Lutheran School, St. Charles.

Senator Kehoe introduced to the Senate, Debbie Cornell and students, Austin King, Josh Cooper, Isiah Davis, Ieshia Hite, VerShawn Edwards and KeShon McCray, Jefferson City Academic Center.

Senator Crowell introduced to the Senate, Teri Jones and ninety fourth grade students from Clippard Elementary School, Cape Girardeau.

Senator Kehoe introduced to the Senate, the Physician of the Day, Dr. Karl Haake, M.D., Jefferson City.

On motion of Senator Dempsey, the Senate adjourned until 9:00 a.m., Friday, April 29, 2011.

SENATE CALENDAR

SIXTIETH DAY—FRIDAY, APRIL 29, 2011

FORMAL CALENDAR**HOUSE BILLS ON SECOND READING**

HCS for HB 562
HCS for HB 664
HCS for HB 579

HCS for HB 366
HCS for HBs 600, 337 & 413
HCS for HB 161

HCS for HB 523
HCS for HB 473
HCS for HB 17

HCS for HB 18
HCS for HB 21
HCS for HB 22

THIRD READING OF SENATE BILLS

SCS for SB 11-McKenna
(In Fiscal Oversight)

SB 204-Dempsey, et al
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 260-Wasson, with SCS
2. SB 425-Goodman, with SCS
3. SB 400-Kraus, with SCS
4. SB 392-Rupp, with SCS
5. SB 403-Nieves
6. SB 329-Nieves
7. SB 353-Engler
8. SJR 16-Goodman, with SCS
9. SB 391-Lager
10. SB 253-Callahan and Cunningham,
with SCS

11. SB 223-Mayer
12. SB 119-Schaefer
13. SB 150-Munzlinger
14. SB 84-Wright-Jones
15. SB 45-Wright-Jones
16. SB 14-Pearce, with SCS
17. SB 281-Kraus
18. SB 399-Kraus
19. SB 44-Wright-Jones

HOUSE BILLS ON THIRD READING

1. HJR 29-Solon, et al (Munzlinger)
(In Fiscal Oversight)
2. HCS for HB 641, with SCS (Goodman)
3. HCS#2 for HB 609, with SCS (Wasson)
4. HCS for HBs 294, 123, 125, 113, 271 & 215,
with SCS (Munzlinger)
5. HCS for HB 315 (Cunningham)
6. HB 361-Leara (Cunningham)
7. HB 648-Montecillo (Rupp)
8. HJR 6-Cierpiot, et al (Cunningham)
(In Fiscal Oversight)

9. HCS for HB 336 (Schmitt)
10. HB 340-Klippenstein, et al
11. HCS for HB 545, with SCS (Schaaf)
12. HB 190-Ruzicka (Brown)
13. HCS for HB 250, with SCS (Stouffer)
14. HB 101-Loehner, with SCS (Cunningham)
15. HB 462-Pollock, with SCS
16. HCS for HB 89, with SCS
17. HCS for HB 578, with SCS
18. HB 737-Redmon and Shumake, with SCS
19. HB 183-Silvey (Kraus)

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SCS for SB 18-Schmitt

SS for SB 231-Lager

SENATE BILLS FOR PERFECTION

SBs 1 & 206-Ridgeway, with SCS & SA 1 (pending)	SB 200-Crowell
SBs 7, 5, 74 & 169-Goodman, with SCS	SB 203-Schmitt, et al, with SS (pending)
SB 10-Rupp	SB 208-Lager
SB 23-Keaveny, with SCS & SS for SCS (pending)	SB 209-Lager
SB 25-Schaaf, with SCS & SS for SCS (pending)	SB 228-Pearce
SB 28-Brown	SB 242-Cunningham, with SCS & SS for SCS (pending)
SB 37-Lembke, with SCS	SB 247-Pearce, with SS (pending)
SB 52-Cunningham	SB 264-Rupp, with SCS
SB 72-Kraus, with SS (pending)	SB 278-Munzlinger, et al
SBs 88 & 82-Schaaf, with SCS & SA 1 (pending)	SB 280-Purgason, et al, with SCS & SS for SCS (pending)
SB 120-Stouffer, with SS (pending)	SBs 291, 184 & 294-Pearce, with SCS & SA 4 (pending)
SB 130-Rupp, with SCS & SS for SCS (pending)	SB 299-Munzlinger, with SCS (pending)
SB 155-Rupp, with SCS	SB 326-Wasson
SB 175-Munzlinger, et al, with SA 1 (pending)	SBs 369 & 370-Cunningham, with SCS
SB 176-Munzlinger, et al	SB 390-Schmitt, et al
SBs 189, 217, 246, 252 & 79-Schmitt, with SCS	SBs 408 & 80-Crowell, with SCS
	SB 420-Mayer, with SCS
	SJR 11-Munzlinger, with SCS
	SJR 15-Nieves, et al, with SS (pending)

HOUSE BILLS ON THIRD READING

HCS for HB 61	HB 282-Franz, with SCS (Crowell)
HB 71-Nasheed, et al	HCS for HB 338 (Lager)
HCS for HBs 112 & 285, with SCS (Brown)	HB 442-Franz (Parson)
SS for SCS for HCS for HBs 116 & 316 (Purgason) (In Fiscal Oversight)	HCS for HB 556
SS for SCS for HB 137-Thompson, et al (Pearce) (In Fiscal Oversight)	HB 738-Nasheed, et al, with SCS (pending) (Cunningham)
HCS for HB 143 (Goodman)	HJR 2-McGhee, et al (Goodman)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 366-Goodman, with HCS,
as amended

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

HCS for HB 2, with SCS (Schaefer)
HCS for HB 3, with SCS (Schaefer)
HCS for HB 4, with SCS (Schaefer)
HCS for HB 5, with SCS (Schaefer)
HCS for HB 6, with SCS (Schaefer)
HCS for HB 7, with SCS, as amended
(Schaefer)

HCS for HB 8, with SCS (Schaefer)
HCS for HB 9, with SCS (Schaefer)
HCS for HB 10, with SCS (Schaefer)
HCS for HB 11, with SCS (Schaefer)
HCS for HB 12, with SCS (Schaefer)
HCS for HB 13, with SCS (Schaefer)

Requests to Recede or Grant Conference

SCS for SB 68-Mayer, with HCS, as amended
(Senate requests House recede and
pass the bill)

RESOLUTIONS

Reported from Committee

SR 179-Purgason
HCR 15-Brown (50), et al (Curls)
HCR 11-Nolte, et al (Justus)

HCR 34-Hampton, et al (Munzlinger)
SCR 12-Schaaf

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