

# Journal of the Senate

SECOND REGULAR SESSION

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**TWENTY-SIXTH DAY—MONDAY, FEBRUARY 20, 2012**

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The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“We cannot forget history...we will be remembered for good or ill...we cannot escape the burden nor responsibility.” (Abraham Lincoln)

Almighty God, on this President’s Day we are mindful how You have called forth leaders to take us through perilous times and how they are remembered today. Help us be mindful of our history and the effect the actions we take as leaders have on our people. So we need Your guidance and direction for what we will say and do for that will determine how we are remembered, may it be that we have lead with wisdom and effectiveness. 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, February 16, 2012 was read and approved.

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

Present—Senators

Brown	Callahan	Chappelle-Nadal	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	Schmitt	Stouffer	Wasson	Wright-Jones—32

Absent—Senators—None

Absent with leave—Senators

Crowell      Schaefer—2

Vacancies—None

The Lieutenant Governor was present.

**RESOLUTIONS**

Senator Wasson offered Senate Resolution No. 1451, regarding Olivia Gammill, Nixa, which was adopted.

On behalf of Senator Crowell, Senator Dempsey offered Senate Resolution No. 1452, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Keith E. Haynes, Jackson, which was adopted.

Senator Dempsey offered Senate Resolution No. 1453, regarding Richard Probst, which was adopted.

Senator Dempsey offered Senate Resolution No. 1454, regarding Kevin Jett, which was adopted.

Senator Dempsey offered Senate Resolution No. 1455, regarding Tracy Sherman, which was adopted.

Senator Dempsey offered Senate Resolution No. 1456, regarding Kevin Shrum, which was adopted.

Senator Dempsey offered Senate Resolution No. 1457, regarding Andy Foulds, which was adopted.

Senator Dempsey offered Senate Resolution No. 1458, regarding Joan Buchheit, which was adopted.

Senator Dempsey offered Senate Resolution No. 1459, regarding John Krietemeyer, which was adopted.

Senator Dempsey offered Senate Resolution No. 1460, regarding Thomas Gunning, which was adopted.

Senator Dempsey offered Senate Resolution No. 1461, regarding Virgil “Red” Stout, which was adopted.

Senator Lager offered Senate Resolution No. 1462, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Jack Thieme, Humphreys, which was adopted.

Senator Lager offered Senate Resolution No. 1463, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Dick Thomson, Maryville, which was adopted.

Senator Green offered Senate Resolution No. 1464, regarding Joseph Matthew Radichel, Florissant, which was adopted.

Senator Green offered Senate Resolution No. 1465, regarding Eric Bradley Radichel, Florissant, which was adopted.

Senator Schmitt assumed the Chair.

**INTRODUCTION OF BILLS**

The following Bills were read the 1st time and ordered printed:

**SB 813**—By Richard.

An Act to repeal section 67.085, RSMo, and to enact in lieu thereof one new section relating to the investment of certain public funds.

**SB 814**—By Brown.

An Act to repeal sections 59.319, 60.510, 60.530, 60.540, 60.560, 60.570, 60.580, 60.595, 60.610, and 60.620, RSMo, and to enact in lieu thereof ten new sections relating to the land survey program.

**SB 815**—By McKenna.

An Act to repeal sections 50.332 and 52.320, RSMo, and to enact in lieu thereof two new sections relating to permissible contracts between municipalities and certain counties.

**SB 816**—By Kraus.

An Act to repeal sections 288.030 and 288.050, RSMo, and to enact in lieu thereof two new sections relating to disqualification from unemployment benefits.

**SENATE BILLS FOR PERFECTION**

Senator Brown moved that **SB 621**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 621**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 621

An Act to repeal sections 197.080 and 197.100, RSMo, and to enact in lieu thereof two new sections relating to hospital licensure.

Was taken up.

Senator Brown moved that **SCS** for **SB 621** be adopted.

Senator Brown offered **SS** for **SCS** for **SB 621**, entitled:

SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 621

An Act to repeal sections 197.080 and 197.100, RSMo, and to enact in lieu thereof two new sections relating to hospital licensure.

Senator Brown moved that **SS** for **SCS** for **SB 621** be adopted.

At the request of Senator Brown, **SB 621**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Lager moved that **SJR 26** be taken up for perfection, which motion prevailed.

On motion of Senator Lager, **SJR 26** was declared perfected and ordered printed.

**SB 719**, with **SCS**, was placed on the Informal Calendar.

Senator Mayer moved that **SB 701** be taken up for perfection, which motion prevailed.

Senator Pearce assumed the Chair.

On motion of Senator Mayer, **SB 701** was declared perfected and ordered printed.

At the request of Senator Stouffer, **SB 480**, with **SCS**, was placed on the Informal Calendar.

Senator Schmitt moved that **SB 457**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 457**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 457

An Act to repeal section 210.115, RSMo, and to enact in lieu thereof one new section relating to persons required to report child abuse and neglect.

Was taken up.

Senator Schmitt moved that **SCS** for **SB 457** be adopted.

Senator Schmitt offered **SS** for **SCS** for **SB 457**, entitled:

SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 457

An Act to repeal section 210.115, RSMo, and to enact in lieu thereof one new section relating to persons required to report child abuse and neglect.

Senator Schmitt moved that **SS** for **SCS** for **SB 457** be adopted.

At the request of Senator Schmitt, **SB 457**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

**MESSAGES FROM THE HOUSE**

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1103**, entitled:

An Act to repeal section 339.1115, RSMo, and to enact in lieu thereof one new section relating to certain notices required by the Missouri appraisal management company registration and regulation act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1192**, entitled:

An Act to repeal section 166.415, RSMo, and to enact in lieu thereof one new section relating to the Missouri higher education savings program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1041**, entitled:

An Act to repeal section 37.005, RSMo, and to enact in lieu thereof one new section relating to the transfer of property by the governing boards of certain state universities, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

**INTRODUCTIONS OF GUESTS**

Senator Wright-Jones introduced to the Senate, members of Delta Sigma Theta Sorority, Inc., from

around the state.

Senator Wasson introduced to the Senate, Breanne Pickering, Nixa.

Senator Cunningham introduced to the Senate, Cristiana Wright, Chesterfield.

Senator Ridgeway introduced to the Senate, her husband, Dr. Richard Ridgeway, Smithville.

Senator Stouffer introduced to the Senate, members of Missouri 4-H Legislative Academy.

Senator Lembke introduced to the Senate, Brian and Angie Winschel and their daughters, Elizabeth, Emma and Caroline, Oakville; and Elizabeth, Emma and Caroline were made honorary pages.

Senator Lembke introduced to the Senate, Bill and Jeannette Korpecki and their children, John and Olivia, First Senatorial District; and John and Olivia were made honorary pages.

Senator Lembke introduced to the Senate, Steve Hrbacek, First Senatorial District.

Senator Green introduced to the Senate, John and Tonya Eimer and their children, Grace, Augie and Sara, Jefferson County; and Sara, Augie and Grace were made honorary pages.

Senator Mayer introduced to the Senate, Superintendent Kenneth Cook, Jim and Carolyn Cornman and Ken Lentz, Malden School.

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

## SENATE CALENDAR

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TWENTY-SEVENTH DAY—TUESDAY, FEBRUARY 21, 2012

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## FORMAL CALENDAR

### SECOND READING OF SENATE BILLS

SB 794-Schmitt  
SB 795-Callahan, et al  
SB 796-Justus  
SB 797-Justus  
SB 798-Justus, et al  
SB 799-Justus, et al  
SB 800-Justus  
SB 801-Justus  
SB 802-Justus  
SB 803-Rupp  
SB 804-Engler  
SB 805-Engler

SB 806-Cunningham  
SB 807-Dempsey  
SB 808-Lembke  
SB 809-Lamping  
SB 810-Lamping  
SB 811-Dixon  
SB 812-Schaefer, et al  
SB 813-Richard  
SB 814-Brown  
SB 815-McKenna  
SB 816-Kraus

## HOUSE BILLS ON SECOND READING

HCS for HJR 43	HB 1075-Sater
HB 1135-Smith (150), et al	HB 1093-Elmer, et al
HCS for HB 1140	HB 1141-Gatschenberger, et al
HB 1036-Dugger	HB 1156-Rowland, et al
HB 1039-Leara	HB 1179-Hampton, et al
HB 1099-Fitzwater, et al	HB 1185-Parkinson and Kelley (126)
HB 1100-Fitzwater, et al	HB 1250-Ruzicka, et al
HB 1105-Day	HB 1251-Ruzicka
HCS for HB 1311	HB 1269-Brattin, et al
HCS for HB 1329	HB 1103-Crawford and Wyatt
HB 1219-Elmer, et al	HB 1192-Koenig, et al
HB 1104-Schoeller and Smith (150)	HB 1041-Thomson

## SENATE BILLS FOR PERFECTION

SB 577-Goodman and Rupp, with SCS	SB 474-Kraus, with SCS
SB 749-Lamping, et al	SB 655-Green, et al, with SCS

## INFORMAL CALENDAR

## SENATE BILLS FOR PERFECTION

SB 438-Mayer	SB 547-Purgason
SB 439-Mayer, with SCS	SBs 553 & 435-Brown, with SCS, SS for SCS & SA 1 (pending)
SB 442-Stouffer, with SCS	SB 589-Kraus, with SCS (pending)
SB 457-Schmitt, with SCS & SS for SCS (pending)	SB 591-Parson, with SCS & SA 1 (pending)
SB 465-Schaaf	SB 596-Brown, with SCS
SB 470-Dixon, with SCS	SB 621-Brown, with SCS & SS for SCS (pending)
SB 479-Crowell	SB 719-Kehoe, with SCS
SB 480-Stouffer, with SCS	SJR 29-Lamping, with SS & SA 1 (pending)
SBs 484, 477 & 606-Rupp, with SCS	
SB 492-Crowell	

## RESOLUTIONS

Reported from Committee

SCR 16-Stouffer

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