

Journal of the Senate

FIRST REGULAR SESSION

SEVENTEENTH DAY—THURSDAY, FEBRUARY 7, 2013

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Saying ‘yes’ to God’s gift of love and life primarily and above all else means choosing love as a life principle.” (John Powell)

Lord of Love, as we complete this day and journey home we are thankful for Your teaching us to love one another and especially those You have given us to love. Help us to make loving others our “life principle” and find ways to express it in varied ways and in the varied relationships we have. And may we express it fully with those we experience Your presence with this weekend in Your house of prayer. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

Senator Silvey assumed the Chair.

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	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	Libla	McKenna	Munzlinger
Nasheed	Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater
Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—32

Absent—Senators—None

Absent with leave—Senators

Dempsey LeVota—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Richard offered the following resolution:

SENATE RESOLUTION NO. 237

WHEREAS, the Administration Committee is required by law to establish the rates of pay each year, and

WHEREAS, such rates of pay are to be the same as those established under the policies of the Personnel Division of the Office of Administration for comparable duties after examination of the rates of pay then in effect, and

WHEREAS, the rates of pay established shall become effective in January.

NOW, THEREFORE, BE IT RESOLVED by the Committee on Administration that the number, classification and rates of pay authorized for employees of the Senate shall include one department director and eight division level directors to be compensated according to Office of Administration guidelines; and the following authorized employees at rates of pay within the ranges hereby established.

NO.	CLASSIFICATION	MONTHLY SALARY RANGE
5	Staff Attorney II	3,546 - 5,238
1	Senior Staff Attorney	4,011 - 5,833
1	Research Analyst IV	3,546 - 5,238
1	Assistant Director General Research	4,722 - 6,644
1	Investigator	3,290 - 4,818
4	Research Staff Secretary	2,742 - 3,909
1	Budget Research Analyst II	3,290 - 4,818
3	Budget Research Analyst III	3,909 - 5,702
1	Assistant Director Budget Research	4,722 - 6,644
1	Budget Staff Secretary	2,742 - 3,909
3	Assistant Secretary of Senate	3,056 - 4,348
1	Enrolling & Engrossing Supervisor	3,056 - 4,348
3	Enrolling & Engrossing Clerk	2,431 - 3,418
1	Billroom Supervisor	2,431 - 3,418
1	Billroom Clerk	2,089 - 2,885
5	Public Information Specialist	2,431 - 3,418
1	Photographer	2,742 - 3,909
1	Administrative Assistant	3,194 - 6,425
1	Telecommunications Coordinator	3,056 - 4,348
1.5	Accounting Specialist	2,841 - 4,011
1	Human Resources Specialist	2,841 - 4,011
9.0	Administrative/Office Support	2,841 - 4,011
1	Computer Info. Technology Spec. I	3,546 - 5,238
3	Computer Info. Technology Spec. II	3,909 - 5,702
1	Computer Info. Technology Spec III	4,722 - 6,644
2	Computer Info. Technologist I	2,431 - 3,418
3	Computer Info. Technologist II	3,170 - 4,530

NO.	CLASSIFICATION	MONTHLY SALARY RANGE
1	Network/Communications Specialist	3,909 - 5,702
1	Composing Equipment Operator III	2,277 - 3,170
1	Mailroom Supervisor	2,431 - 3,418
1	Mailroom Technician II	2,089 - 2,885
1	Printing Services Technician II	2,089 - 2,885
1	Printing Services Technician III	2,277 - 3,170
2	Printing Services Technician IV	2,558 - 3,546
1	Maintenance Supervisor	2,558 - 3,546
1	Carpenter II	2,558 - 3,546
1	Maintenance Worker II	2,277 - 3,170
0.5	Sergeant at Arms (Elected)	2,558 - 3,546
4.0	Assistant Doorkeeper	1,712 - 2,227
0.5	Reading Clerk	1,712 - 2,227
0.5	Chaplain	908 - 1,212
0.5	Security Guard	1,712 - 2,227

BE IT FURTHER RESOLVED that the Senate Administration Committee is authorized to establish a formula setting forth the maximum amount which may be expended by each Senator and each caucus for the employment of Administrative and Clerical Assistants. Each Senator plus the President Pro Tem and The Minority Leader on behalf of their caucus will be notified of the funds available, and shall thereafter certify to the Senate Administrator the names and addresses of Administrative and Clerical Assistants. The compensation paid to the Senators' and caucus administrative and clerical assistants shall be within the limits of the categories set forth hereinabove.

BE IT FURTHER RESOLVED that the Senate Administrator, with the approval of the Senate Administration Committee, shall have the authority to cooperate and coordinate with the Chief Clerk of the House in the selection of employees, who shall be assigned to the garage, Joint Committee Staffs and the rotunda area, and who will be paid from the Joint House and Senate Contingent Fund, within the limits of the categories set out above.

BE IT FURTHER RESOLVED that the Committee on Administration has the authority to reduce, combine or consolidate positions and salaries where necessary to meet changed conditions or circumstances which arise, and may enter into contracts with consultants, provided such consultant's contract fee does not exceed the salary for the comparable position, and such consultant shall count as an employee of the Senate.

BE IT FURTHER RESOLVED that the Senate Administration Committee is authorized to adjust the foregoing pay ranges in July to reflect implementation of the state pay plan for FY 2014.

Senator Lager offered Senate Resolution No. 238, regarding Emily Schwenneker, Princeton, which was adopted.

Senator Kehoe offered Senate Resolution No. 239, regarding Todd Bogatzke, Owensville, which was adopted.

Senator Kehoe offered Senate Resolution No. 240, regarding Kelsey Parrott, Jamestown, which was adopted.

Senator Cunningham offered Senate Resolution No. 241, regarding the Seventy-first Wedding Anniversary of Mr. and Mrs. Albert Yearman, Willow Springs, which was adopted.

INTRODUCTION OF BILLS

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

SB 277—By Holsman.

An Act to amend chapter 393, RSMo, by adding thereto seven new sections relating to the Missouri energy efficiency performance standard.

SB 278—By Kehoe.

An Act to repeal section 287.067, RSMo, and to enact in lieu thereof one new section relating to workers' compensation.

SB 279—By Kehoe.

An Act to repeal sections 104.010, 104.040, 104.090, 104.140, 104.200, 104.272, 104.312, 104.352, 104.354, 104.380, 104.395, 104.420, 104.490, 104.601, 104.620, 104.800, 104.1003, 104.1015, 104.1021, 104.1030, 104.1039, 104.1051, 104.1054, 104.1060, and 476.515, RSMo, and to enact in lieu thereof twenty-five new sections relating to the administration of state employee benefits.

SB 280—By Wasson.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a bridge.

SB 281—By Wasson.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage for dental services.

SB 282—By Wasson.

An Act to repeal section 302.302, RSMo, and to enact in lieu thereof four new sections relating to the endangerment of emergency workers, with penalty provisions.

SB 283—By Parson.

An Act to repeal sections 52.010, 54.040, and 54.330, RSMo, and to enact in lieu thereof three new sections relating to candidacy qualifications for certain county offices.

SB 284—By Sifton, Justus, Keaveny, Walsh, Chappelle-Nadal and Nasheed.

An Act to repeal section 160.775, RSMo, and to enact in lieu thereof one new section relating to school safety.

SB 285—By Romine.

An Act to repeal section 632.505, RSMo, and to enact in lieu thereof one new section relating to access to certain electronic monitoring information by local law enforcement agencies.

SB 286—By Romine, Schmitt and Lamping.

An Act to repeal section 227.303, RSMo, and to enact in lieu thereof one new section relating to the designation of memorial highways.

SB 287—By Rupp.

An Act to repeal sections 379.1300, 379.1306, 379.1310, 379.1312, and 379.1326, RSMo, and to enact in lieu thereof six new sections relating to captive insurance companies.

SB 288—By Lamping.

An Act to repeal sections 104.1205 and 104.1215, RSMo, and to enact in lieu thereof two new sections relating to retirement of higher education employees.

The Senate observed a moment of silence in memory of Kirkwood Police Sergeant William Biggs, Officer Tom Ballman, council members Connie Carr and Michael Lynch, Public Works Director Ken Yost and Mayor Mike Swoboda.

THIRD READING OF SENATE BILLS

SCS for SB 47, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 47**

An Act to repeal section 453.072, RSMo, and to enact in lieu thereof one new section relating to subsidized legal guardianship of a child.

Was taken up by Senator Lamping.

On motion of Senator Lamping, **SCS for SB 47** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	Libla	McKenna	Munzlinger
Nasheed	Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater
Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Dempsey LeVota—2

Vacancies—None

The President declared the bill passed.

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

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

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

SCS for SB 7, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 7**

An Act to repeal sections 162.081 and 162.083, RSMo, and to enact in lieu thereof three new sections relating to school accreditation, with an emergency clause.

Was taken up by Senator Pearce.

On motion of Senator Pearce, **SCS for SB 7** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	Libla	McKenna	Munzlinger
Nasheed	Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater

Schaaf Schaefer Schmitt Sifton Silvey Wallingford Walsh Wasson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Dempsey LeVota—2

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Justus	Keaveny
Kehoe	Kraus	Lager	Lamping	Libla	McKenna	Munzlinger	Nasheed
Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater	Schaaf
Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—31	

NAYS—Senator Holsman—1

Absent—Senators—None

Absent with leave—Senators

Dempsey LeVota—2

Vacancies—None

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 Richard moved that motion lay on the table, which motion prevailed.

SCS for SB 33, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 33

An Act to repeal sections 209.150, 209.152, and 209.200, RSMo, and to enact in lieu thereof three new sections relating to accommodations for persons with mental disabilities.

Was taken up by Senator Lamping.

On motion of Senator Lamping, **SCS for SB 33** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Holsman	Justus
Keaveny	Kehoe	Kraus	Lager	Lamping	Libla	McKenna	Munzlinger
Nasheed	Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater
Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Dempsey LeVota—2

Vacancies—None

The President declared the bill passed.

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

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

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

INTRODUCTIONS OF GUESTS

Senator Schaaf introduced to the Senate, the Physician of the Day, Dr. Jeff Copeland, St. Peters.

Senator Pearce introduced to the Senate, Presiding Commissioner Nelson Heil, Associate Commissioners Bill Berlsen and David Martin, Carroll County; and Presiding Commissioner Tom Stallings and Associate Commissioner Charles Guthrie, Saline County.

On motion of Senator Richard, the Senate adjourned until 4:00 p.m., Monday, February 11, 2013.

SENATE CALENDAR

EIGHTEENTH DAY—MONDAY, FEBRUARY 11, 2013

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 211-Rupp
SB 212-Cunningham
SB 213-Kraus
SB 214-Silvey
SB 215-Silvey
SB 216-Silvey
SB 217-LeVota
SB 218-LeVota
SB 219-Sater
SB 220-Lamping
SB 221-Lamping

SB 222-Lamping
SB 223-Curls
SB 224-Curls, et al
SB 225-Curls
SB 226-Schaefer
SB 227-LeVota
SB 228-Holsman
SB 229-Brown
SB 230-Brown, et al
SB 231-Munzlinger
SB 232-Wallingford

SB 233-Sater, et al	SB 266-Nieves
SB 234-Wasson	SB 267-Nieves
SB 235-Cunningham	SB 268-Nieves
SB 236-Parson	SB 269-Nieves
SB 237-Emery	SB 270-Nieves
SB 238-Emery	SB 271-Nieves
SB 239-Emery	SB 272-Nieves
SB 240-Lager	SB 273-Wallingford
SB 241-Lager	SB 274-Walsh
SB 242-Kehoe	SB 275-Walsh
SB 243-Brown	SB 276-Emery and Nieves
SB 244-Schaefer	SB 277-Holsman
SB 245-Justus	SB 278-Kehoe
SB 246-Walsh and Silvey	SB 279-Kehoe
SB 247-Walsh	SB 280-Wasson
SB 248-Wasson	SB 281-Wasson
SB 249-Nasheed	SB 282-Wasson
SB 250-Schaaf	SB 283-Parson
SB 251-Kraus and Chappelle-Nadal	SB 284-Sifton, et al
SB 252-Kraus	SB 285-Romine
SB 253-Justus	SB 286-Romine, et al
SB 254-Pearce	SB 287-Rupp
SB 255-Schmitt and Schaefer	SB 288-Lamping
SB 256-Silvey	SJR 8-Dixon
SB 257-Silvey	SJR 9-Emery
SB 258-LeVota	SJR 10-Nasheed and Walsh
SB 259-Schaaf	SJR 11-Curls
SB 260-Brown	SJR 12-Sater
SB 261-Rupp	SJR 13-Chappelle-Nadal
SB 262-Curls	SJR 14-Schaefer, et al
SB 263-Curls	SJR 15-Schaaf
SB 264-Dempsey	SJR 16-Kehoe and McKenna
SB 265-Nieves	SJR 17-Nieves

SENATE BILLS FOR PERFECTION

SB 41-Munzlinger	SB 117-Kraus, with SCS
SB 139-Kehoe	SB 43-Munzlinger
SB 12-Schaefer	SB 51-Munzlinger
SB 42-Munzlinger, with SCS	SB 86-Keaveny, with SCS
SB 106-Brown, with SCS	

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 1-Rupp, with SCS, SS for SCS & SA 3
(pending)
SB 3-Rupp

SB 21-Dixon
SB 22-Dixon
SB 48-Lamping

CONSENT CALENDAR

Senate Bills

Reported 2/6

SB 58-Romine
SB 80-Romine

SB 77-Lamping

RESOLUTIONS

SR 237-Richard

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