

Journal of the Senate

SECOND REGULAR SESSION

NINTH DAY—THURSDAY, JANUARY 23, 2014

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Joy does not simply happen to us. We have to choose joy and keep choosing it every day.” (Henri Nouwen)

We know, O God, that as we seek Your presence in our lives there is experienced the fullness of joy. Help us make that a conscious choice every day to seek You, for that joy is something we can share with those we love and those we serve. Let us choose to seek You this weekend and find what helps us to live more effectively and joyfully. 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	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Emery	Holsman
Justus	Keaveny	Kraus	Lager	Lamping	LeVota	Libla	Munzlinger
Nasheed	Nieves	Parson	Pearce	Richard	Romine	Rupp	Sater
Schaaf	Schaefer	Schmitt	Sifton	Silvey	Wallingford	Walsh	Wasson—32

Absent—Senators—None

Absent with leave—Senator Kehoe—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Nieves offered Senate Resolution No. 1133, regarding Antonio “Tony” DiCampo, Wildwood,

which was adopted.

Senator Nieves offered Senate Resolution No. 1134, regarding Calvin Blaser, Wildwood, which was adopted.

Senator Nieves offered Senate Resolution No. 1135, regarding Andrew “AJ” Nolan, Grover, which was adopted.

Senator Nieves offered Senate Resolution No. 1136, regarding Reilly Lewis, Wildwood, which was adopted.

Senator Nieves offered Senate Resolution No. 1137, regarding Grant McDaniel, Wildwood, which was adopted.

Senator Nieves offered Senate Resolution No. 1138, regarding Zachary Muller, Wildwood, which was adopted.

Senator Nieves offered Senate Resolution No. 1139, regarding Michael Colletti, Wildwood, which was adopted.

Senator Lager offered Senate Resolution No. 1140, regarding Class 3 State Champion Maryville High School football program, which was adopted.

Senator Cunningham offered Senate Resolution No. 1141, regarding Donna Kay Kirby, Doniphan, which was adopted.

Senator Cunningham offered Senate Resolution No. 1142, regarding the One Hundredth Birthday of Georgia Washington Case McCall, Elkland, which was adopted.

Senator Schaefer offered Senate Resolution No. 1143, regarding Sabra Tull Meyer, Columbia, which was adopted.

Senator Richard offered Senate Resolution No. 1144, regarding Margaret “Meg” Bourne Hulsey, Joplin, which was adopted.

Senator Brown offered Senate Resolution No. 1145, regarding Justin P. Butkovich, Edgar Springs, which was adopted.

INTRODUCTION OF BILLS

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

SB 765—By Chappelle-Nadal.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to transient students.

SB 766—By Keaveny.

An Act to repeal sections 400.9-102, 400.9-105, 400.9-311, 400.9-317, 400.9-326, 400.9-503, 400.9-507, 400.9-516, 400.9-607, 400.9-802, 400.9-805, 400.9-806, and 400.2A-103, RSMo, and to enact in lieu thereof thirteen new sections relating to secured transactions.

SB 767—By Schmitt, Walsh, Sifton, Chappelle-Nadal and Nieves.

An Act to amend chapter 44, RSMo, by adding thereto one new section relating to the creation of a voluntary registry of persons with health-related ailments to assist individuals in case of a disaster or

emergency.

SB 768—By Pearce.

An Act to repeal section 182.802, RSMo, and to enact in lieu thereof one new section relating to public library district sales taxes.

SB 769—By Pearce.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to the treatment of eating disorders.

SB 770—By Wallingford.

An Act to repeal sections 188.015 and 188.030, RSMo, and to enact in lieu thereof two new sections relating to the protection of women's health care, with existing penalty provisions.

SB 771—By Sater.

An Act to amend chapter 570, RSMo, by adding thereto one new section relating to the offense of possession or transfer of an automated sales suppression device, with penalty provisions.

SB 772—By Lamping.

An Act to repeal section 143.011, RSMo, and to enact in lieu thereof one new section relating to income tax.

SB 773—By Rupp.

An Act to repeal section 190.105, RSMo, and to enact in lieu thereof one new section relating to ground ambulance operators.

SB 774—By Dempsey.

An Act to repeal sections 99.805 and 99.825, RSMo, and to enact in lieu thereof two new sections relating to tax increment financing.

SB 775—By Walsh.

An Act to repeal sections 546.680, 546.690, 546.700, 546.710, 546.720, 546.730, 546.740, 546.750, 546.800, 546.810, 546.820, 565.004, 565.006, 565.020, 565.030, 565.032, 565.035, and 565.040, RSMo, and to enact in lieu thereof four new sections relating to repealing the death penalty, with penalty provisions.

SJR 45—By Silvey.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 27 of article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the ability of the governor to control the rate of and reduce expenditures.

SJR 46—By Emery.

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing sections 1 and 6(a) of article X of the Constitution of Missouri, and adopting eleven new sections in lieu thereof relating to taxation.

SJR 47—By Lager.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 17 of

article IV of the Constitution of Missouri, and adopting one new section in lieu thereof relating to term limits for statewide elected officials.

Senator Pearce assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Dempsey, 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:

Bryan Chapman, as a member of the Missouri Dental Board;

Also,

Bradley Calvin and Gary Rogles, as members of the Board of Boiler and Pressure Vessel Rules;

Also,

David C. Dwyer, Independent, as a member of the Amusement Ride Safety Board;

Also,

Craig W. Smith, Independent, as a member of the State Committee of Marital and Family Therapists;

Also,

Kevin B. Cantwell, Independent, as a member of the Regional Convention and Sports Complex Authority;

Also,

Renee Stucky, as a member of the State Committee of Psychologists;

Also,

Wendy D. Davis, as a member of the Missouri Planning Council for Developmental Disabilities;

Also,

Josef Denother, as a member of the Missouri Electronic Prior Authorization Committee; and

Ashley McCarty, Democrat, as a member of the Clean Water Commission of the State of Missouri.

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

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

REFERRALS

President Pro Tem Dempsey referred **SCR 25** and **SCR 26** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF SENATE BILLS

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

SB 614—Judiciary and Civil and Criminal Jurisprudence.

SB 615—Judiciary and Civil and Criminal Jurisprudence.

SB 616—Education.

SB 617—Small Business, Insurance and Industry.

SB 618—General Laws.

SB 619—General Laws.

SB 620—Governmental Accountability and Fiscal Oversight.

SB 621—Judiciary and Civil and Criminal Jurisprudence.

SB 622—General Laws.

SB 623—Financial and Governmental Organizations and Elections.

SB 624—Education.

SB 625—Judiciary and Civil and Criminal Jurisprudence.

SB 626—Education.

SB 627—Rules, Joint Rules, Resolutions and Ethics.

SB 628—Education.

SB 629—Rules, Joint Rules, Resolutions and Ethics.

SB 630—Financial and Governmental Organizations and Elections.

SB 631—Financial and Governmental Organizations and Elections.

SB 632—Jobs, Economic Development and Local Government.

SB 633—Jobs, Economic Development and Local Government.

SB 634—Small Business, Insurance and Industry.

SB 635—Jobs, Economic Development and Local Government.

SB 636—Judiciary and Civil and Criminal Jurisprudence.

SB 637—Education.

SB 638—Jobs, Economic Development and Local Government.

SB 639—Veterans' Affairs and Health.

SB 640—Judiciary and Civil and Criminal Jurisprudence.

- SB 641**—Seniors, Families and Pensions.
- SB 642**—Commerce, Consumer Protection, Energy and the Environment.
- SB 643**—Governmental Accountability and Fiscal Oversight.
- SB 644**—Governmental Accountability and Fiscal Oversight.
- SB 645**—Financial and Governmental Organizations and Elections.
- SB 646**—Agriculture, Food Production and Outdoor Resources.
- SB 647**—Jobs, Economic Development and Local Government.
- SB 648**—Financial and Governmental Organizations and Elections.
- SB 649**—Commerce, Consumer Protection, Energy and the Environment.
- SB 650**—Commerce, Consumer Protection, Energy and the Environment.
- SB 651**—Commerce, Consumer Protection, Energy and the Environment.
- SB 652**—Commerce, Consumer Protection, Energy and the Environment.
- SB 653**—Commerce, Consumer Protection, Energy and the Environment.
- SB 654**—Judiciary and Civil and Criminal Jurisprudence.
- SB 655**—Financial and Governmental Organizations and Elections.
- SB 656**—General Laws.
- SB 657**—Financial and Governmental Organizations and Elections.
- SB 658**—Judiciary and Civil and Criminal Jurisprudence.
- SB 659**—Financial and Governmental Organizations and Elections.
- SB 660**—Seniors, Families and Pensions.
- SB 661**—Veterans' Affairs and Health.
- SB 662**—Ways and Means.
- SB 663**—Small Business, Insurance and Industry.
- SB 664**—Commerce, Consumer Protection, Energy and the Environment.
- SB 665**—Judiciary and Civil and Criminal Jurisprudence.
- SB 666**—Jobs, Economic Development and Local Government.
- SB 667**—Rules, Joint Rules, Resolutions and Ethics.
- SB 668**—Small Business, Insurance and Industry.

COMMUNICATIONS

President Pro Tem Dempsey submitted the following:

January 23, 2014

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

Dear Ms. Spieler,

I am appointing Senator Dan Brown to the Missouri Tourism Commission.

Please do not hesitate to contact me should you have any questions.

Sincerely,
/s/ Tom Dempsey
Tom Dempsey

RESOLUTIONS

Senator Dempsey offered Senate Resolution No. 1146, regarding Jan Beardsley, which was adopted.

Senator Dempsey offered Senate Resolution No. 1147, regarding James P. Devereux, Sr., which was adopted.

Senator Dempsey offered Senate Resolution No. 1148, regarding Russ Lake, which was adopted.

Senator Dempsey offered Senate Resolution No. 1149, regarding Lisa Baue, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Pearce introduced to the Senate, Keith Crumley, Sedalia; and Mark Ronco, and his wife, Lisa, Lee's Summit.

Senator Lamping introduced to the Senate, the Physician of the Day, Robb Hicks, M.D., St. Louis.

On motion of Senator Richard, the Senate adjourned until 4:00 p.m., Monday, January 27, 2014.

SENATE CALENDAR

TENTH DAY—MONDAY, JANUARY 27, 2014

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 669-Schaaf
SB 670-Sater

SB 671-Sater
SB 672-Parson

SB 673-Kehoe and Wallingford	SB 713-Emery
SB 674-Kehoe	SRB 714-Lager
SB 675-Kehoe	SRB 715-Lager
SB 676-Curls	SB 716-Brown
SB 677-Curls	SB 717-Brown
SB 678-Curls	SB 718-Richard
SB 679-Curls	SB 719-Kehoe
SB 680-Curls	SB 720-Justus
SB 681-Curls	SB 721-Justus
SB 682-Curls	SB 722-Justus
SB 683-Curls and Keaveny	SB 723-Parson
SB 684-Holsman	SB 724-Parson
SB 685-LeVota	SB 725-Nieves
SB 686-LeVota	SB 726-Chappelle-Nadal
SB 687-LeVota	SB 727-Chappelle-Nadal
SB 688-LeVota	SB 728-Sifton
SB 689-Schmitt, et al	SB 729-Romine
SB 690-Wasson	SB 730-Nasheed
SB 691-Wasson	SB 731-Nasheed
SB 692-Wasson	SB 732-Keaveny
SB 693-Parson	SB 733-Schaefer
SB 694-Cunningham	SB 734-Cunningham
SB 695-Keaveny	SB 735-Brown
SB 696-Schaefer	SB 736-Sater
SB 697-Schaefer	SB 737-Walsh
SB 698-Justus	SB 738-Walsh
SB 699-Pearce	SB 739-Romine
SB 700-Sater	SB 740-Lamping, et al
SB 701-Lager	SB 741-Rupp
SB 702-Lager	SB 742-Schmitt
SB 703-Lager	SB 743-Schmitt
SB 704-Lager	SB 744-Nieves
SB 705-Lager	SB 745-Munzlinger
SB 706-Cunningham	SB 746-Munzlinger
SB 707-Wasson	SB 747-Munzlinger
SB 708-Sifton	SB 748-Walsh
SB 709-Wallingford	SB 749-Walsh
SB 710-Walsh	SB 750-Walsh
SB 711-Walsh	SB 751-LeVota
SB 712-Walsh	SB 752-LeVota

SB 753-Keaveny	SB 771-Sater
SB 754-Sater and Justus	SB 772-Lamping
SB 755-Wallingford	SB 773-Rupp
SB 756-Schaefer	SB 774-Dempsey
SB 757-Justus	SB 775-Walsh
SB 758-Justus	SJR 36-Schaefer and Richard
SB 759-Sifton	SJR 37-Dixon
SB 760-Chappelle-Nadal	SJR 38-Nieves
SB 761-Wallingford	SJR 39-Dixon
SB 762-Schaefer	SJR 40-Curls
SB 763-Schaefer	SJR 41-Curls
SB 764-Lager	SJR 42-Schmitt
SB 765-Chappelle-Nadal	SJR 43-Lamping
SB 766-Keaveny	SJR 44-Schaefer
SB 767-Schmitt, et al	SJR 45-Silvey
SB 768-Pearce	SJR 46-Emery
SB 769-Pearce	SJR 47-Lager
SB 770-Wallingford	

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