

Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SIXTH DAY—MONDAY, MAY 12, 2014

The Senate met pursuant to adjournment.

Senator Lager in the Chair.

Reverend Carl Gauck offered the following prayer:

“Faith in our God is indispensable to successful statesmanship.” (Abraham Lincoln)

As we begin this final week we are thankful for our safe arrival to begin our work. Help us recognize our need for You in our lives and the statesmanship we are to practice. We know that to truly love this nation we need to first love You, Our God. Help us this week to recognize we are both citizens of heaven as well as citizens of the United States. Let our efforts show forth our allegiance to You and the people of Missouri. 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, May 8, 2014 was read and approved.

Senator Richard announced photographers from KRCG-TV and St. Louis Public Radio were given permission to take pictures in the Senate Chamber.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

The Lieutenant Governor was present.

RESOLUTIONS

Senator LeVota offered Senate Resolution No. 2048, regarding Andrew Serrone, which was adopted.

Senator Nieves offered Senate Resolution No. 2049, regarding VA St. Louis Health Care System's Women Veterans Health Program, which was adopted.

Senator Cunningham offered Senate Resolution No. 2050, regarding the Seventy-fifth Birthday of Hazel Huff, Plato, which was adopted.

On behalf of Senator Romine and himself, Senator Wallingford offered Senate Resolution No. 2051, regarding the Fortieth Anniversary of Community Counseling Center (CCC) Southeast Regional Mental Health Services, Cape Girardeau, which was adopted.

Senator Emery offered Senate Resolution No. 2052, regarding Jessica Hamilton, Villa Ridge, which was adopted.

Senator Libla offered Senate Resolution No. 2053, regarding Lyle "Mike" Larrew, Poplar Bluff, which was adopted.

Senator Lager offered Senate Resolution No. 2054, regarding Jacob Marlay, which was adopted.

Senator Kehoe offered Senate Resolution No. 2055, regarding Suzanne Hardy, Jefferson City, which was adopted.

Senator Kehoe offered Senate Resolution No. 2056, regarding Maureen Eggen, St. Thomas, which was adopted.

Senator Kehoe offered Senate Resolution No. 2057, regarding Paul Struempf, St. Thomas, which was adopted.

Senator Lager offered Senate Resolution No. 2058, regarding Drew Dolan, which was adopted.

Senator Brown offered Senate Resolution No. 2059, regarding Carol Myers, Newburg, which was adopted.

Senator Justus offered Senate Resolution No. 2060, regarding Cody Collins, Monroe City, which was adopted.

Senator Justus offered Senate Resolution No. 2061, regarding Glenn Fowler, Vandalia, which was adopted.

Senator Justus offered Senate Resolution No. 2062, regarding Patrick Ford, Vandalia, which was adopted.

On behalf of Senator Romine, Senator Richard offered Senate Resolution No. 2063, regarding Leeta K. Berry, which was adopted.

Senator LeVota offered Senate Resolution No. 2064, regarding Emily Waggoner, which was adopted.

Senator LeVota offered Senate Resolution No. 2065, regarding George Allan, Jr., which was adopted.

Senator Wallingford offered Senate Resolution No. 2066, regarding Reverend Paul Meinsen, Jefferson City, which was adopted.

Senator Lager offered Senate Resolution No. 2067, regarding the Fiftieth Wedding Anniversary of Mr.

and Mrs. Dennie Sheehan, which was adopted.

Senator Lager offered Senate Resolution No. 2068, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Gary Swanson, Savannah, which was adopted.

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 adopted **HCR 19**.

HOUSE CONCURRENT RESOLUTION NO. 19

WHEREAS, the children of Missouri are our future and will provide the leadership, creativity, and productivity to strengthen and sustain the quality of life in our state; and

WHEREAS, the state of Missouri has the responsibility for ensuring that our children have every possible opportunity for school and future success; and

WHEREAS, each student in Missouri deserves to be challenged academically and prepared for college, meaningful employment in our global economy, and lifelong success; and

WHEREAS, each student in Missouri deserves to be actively engaged in learning and connected to the school and broader community; and

WHEREAS, each student in Missouri deserves to be supported by qualified, caring adults and receive access to personalized learning; and

WHEREAS, each student in Missouri deserves to learn about and practice a healthy lifestyle; and

WHEREAS, each student in Missouri deserves to learn in an environment that is physically and emotionally safe; and

WHEREAS, the consequences of not ensuring our young people are challenged, engaged, supported, healthy and safe are clear; and

WHEREAS, nearly 20,500 students did not graduate from Missouri's high schools in 2009, with lost lifetime earnings for those students totaling more than \$5.3 billion according to the Alliance for Excellent Education; and

WHEREAS, Missouri spends over \$53 million each year to provide community college remediation education for recent high school graduates who did not acquire the basic skills necessary to succeed in college or at work; and

WHEREAS, the percent of Missouri children living in poverty has increased from approximately 15% in 2005 to nearly 20% in 2009; and

WHEREAS, Missouri's obesity rates have increased 13.4% over 10 years; and

WHEREAS, research indicates that more than 20 percent of students report there is no adult at their school who cares about them or knows them well; and

WHEREAS, 23% of public schools reported that bullying occurred among students on a daily or weekly basis during the 2009-2010 school year, according to the 2011 Indicators of School Crime and Safety Report:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-seventh General Assembly, Second Regular Session, the Senate concurring therein, hereby recognizes September 2014 as Missouri Whole Child Month; and

BE IT FURTHER RESOLVED that the General Assembly recognizes the value of assuring that each student is challenged, engaged, supported, healthy, and safe; encourages parents, educators, and community members to support a whole child approach to education for each student; and

BE IT FURTHER RESOLVED that the General Assembly encourages every Missouri school to celebrate Whole Child Month by identifying at least one of the whole child tenets to promote and encourage throughout the month.

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 adopted **HCR 22**.

HOUSE CONCURRENT RESOLUTION NO. 22

WHEREAS, insurance protects the United States economy from the adverse effects of the risks inherent in economic growth and development while also providing the resources necessary to rebuild physical and economic infrastructure, offer indemnification for business disruption, and provide coverage for medical and liability costs from injuries and loss of life in the event of catastrophic losses to persons or property; and

WHEREAS, the terrorist attack of September 11, 2001, produced insured losses larger than any natural or manmade event in history, with claims paid by insurers to their policyholders eventually totaling some \$32.5 billion, making this the second most costly insurance event in United States history; and

WHEREAS, the sheer enormity of the terrorist-induced loss, combined with the possibility of future attacks, produced financial shockwaves that shook insurance markets, causing insurers and reinsurers to exclude coverage arising from acts of terrorism from virtually all commercial property and liability policies; and

WHEREAS, the United States Congress originally passed the Terrorism Risk Insurance Act of 2002, P.L. 107-297 (TRIA), in which the federal government agreed to provide terrorism reinsurance to insurers and reauthorized this arrangement via the Terrorism Risk Insurance Extension Act of 2005, P.L. 109-144, and the Terrorism Risk Insurance Program Reauthorization Act of 2007, P.L. 110-160 (TRIPRA); and

WHEREAS, under TRIPRA, the federal government provides such reinsurance after industry-wide losses attributable to annual certified terrorism events exceed one hundred million dollars; and

WHEREAS, coverage under TRIPRA is provided to an individual insurer after the insurer incurs losses related to terrorism equal to 20% of the insurer's previous year earned premium for property-casualty lines; and

WHEREAS, after an individual insurer reaches such threshold, the insurer pays 15% of residual losses and the federal government pays the remaining 85%; and

WHEREAS, the Terrorism Risk Insurance Program has an annual cap of one hundred billion dollars of aggregate insured losses, beyond which the federal program does not provide coverage; and

WHEREAS, TRIPRA requires the federal government to recoup 100% of the benefits provided under the program via policyholder surcharges to the extent the aggregate insured losses are less than twenty-seven billion five hundred million dollars and enables the government to recoup expenditures beyond that mandatory recoupment amount; and

WHEREAS, without question, TRIA and its successors are the principal reason for the continued stability in the insurance and reinsurance market for terrorism insurance to the benefit of our overall economy; and

WHEREAS, the presence of a robust private-public partnership has provided stability and predictability, and has allowed insurers to actively participate in the market in a meaningful way; and

WHEREAS, without a program such as TRIPRA, many of our citizens who want and need terrorism coverage to operate their businesses all across the nation would be either unable to obtain insurance or unable to afford the limited coverage that would be available; and

WHEREAS, without federally provided reinsurance, property and casualty insurers would face less availability of terrorism reinsurance and would therefore be severely restricted in their ability to provide sufficient coverage for acts of terrorism to support our economy; and

WHEREAS, unfortunately, despite the hard work and dedication of this nation's counterterrorism agencies and the bravery of the men and women in uniform who fought and continue to fight battles abroad to keep us safe here at home, the threat from terrorist attacks in the United States is both real and substantial and will remain as such for the foreseeable future:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-seventh General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the United States Congress and the President of the United States to reauthorize the Terrorism Risk Insurance Program; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the President of the United States, the President Pro Tempore and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, and each member of the Missouri Congressional delegation.

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 adopted **HCR 48**.

HOUSE CONCURRENT RESOLUTION NO. 48

WHEREAS, the Missouri River Bank Stabilization and Navigation Fish and Wildlife Mitigation Project was initially authorized by Congress under P.L. 99-662. A total of 48,100 acres were authorized for mitigation, which included the acquisition and habitat restoration, preservation, and development of 29,900 acres of land and on an additional 18,200 acres of existing public land in the state of Iowa, Kansas, Missouri, and Nebraska; and

WHEREAS, P.L. 106-3 modified the Mitigation Project by increasing the amount of acreage to be acquired or mitigated by 118,650 acres and included the restoration of 7,000 to 20,000 acres of shallow water habitat (SWH), resulting in the total amount of land authorized for mitigation to be 166,750 acres; and

WHEREAS, on March 30, 2012, the United States Army Corps of Engineers (Corps) announced a plan to resume Missouri River SWH restoration efforts in Missouri after halting any SWH construction in Missouri in 2007 due to concerns raised by the Missouri Clean Water Commission; and

WHEREAS, the Corps proposes to finish construction of SWH on the United States Fish and Wildlife Service (USFWS) Big Muddy National Fish and Wildlife Refuge, Jameson Island Unit by constructing a chute approximately 6,000 feet long by approximately 75 feet wide, and excavating to a depth of 5 feet from the Construction Reference Plane; and

WHEREAS, the Corps' plan would extend the existing Jameson Island chute approximately one mile to the west where another outlet to the Missouri River would be constructed. To create the chute, approximately 420,812 cubic yards of earthen material would be removed using a hydraulic dredge. The earthen material would be pumped as a slurry mixture of water and soil and placed into the Missouri River; and

WHEREAS, over time, the chute is expected to widen and deepen, with approximately 546,580 cubic yards of additional soil deposited into the Missouri River; and

WHEREAS, this extension of the Jameson Island chute would result in approximately 16.77 acres of SWH at the completion of construction, and is eventually expected to develop through natural river processes to approximately 30 acres of SWH, with 27 acres of chute and 3 acres of backwater; and

WHEREAS, the project would assist the Corps in meeting SWH goals established for federally listed endangered pallid sturgeon on the Missouri River by the USFWS in their 2003 Amendment to the 2000 Biological Opinion (Bi-Op) on the Operation of the Missouri River Main Stem Reservoir System; and

WHEREAS, failure to meet the current Bi-Op goals through construction of a SWH could require the Corps to meet SWH targets using mainstem reservoir flows, may require reconsultation with the USFWS, and potentially lead to legal action and court-directed measures; and

WHEREAS, depositing excavated soil directly into the Missouri River:

(1) Contradicts long-standing efforts, including investment of the one-tenth cent Parks and Soils sales tax, which have had success in promoting soil conservation practices;

(2) Ignores best management practices;

(3) Contradicts enforcement actions taken by the United States Environmental Protection Agency and the Missouri Department of Natural Resources;

(4) Increases nutrient-rich sediment flowing to the Gulf of Mexico; and

WHEREAS, Missourians support conservation efforts that are scientifically based. Taxpayer funds, such as the Parks and Soils sales tax, are used by landowners to implement practices to prevent or minimize sediment and nutrients from entering our waterways. This project is in direct contradiction to Missouri's long-standing soil stewardship efforts by unnecessary disposing of Missouri's soil resources; and

WHEREAS, while questions remain about the scientific benefits of chutes to the pallid sturgeon, modifications to the existing chute are necessary to prevent further damage to the levee opposite the existing outlet; and

WHEREAS, it is possible to realign the current chute and achieve the stated goal of developing SWH without depositing soil into the Missouri River; and

WHEREAS, the construction of chutes to provide SWH lacks clear and convincing evidence that preservation of the pallid sturgeon will be enhanced, and conflicts with established state policies that benefit the integrity of Missouri's soil and water; and

WHEREAS, the Corps should proceed with the modification of the Jameson Island chute only if excavated soil is not deposited in the Missouri River but outside the meander belt:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the Ninety-seventh General Assembly, Second Regular Session, the Senate concurring therein, hereby strongly urge the Corps not to proceed with the shallow water habitat modification project on the USFWS Big Muddy National Fish and Wildlife Refuge, Jameson Island Unit, unless excavated soil is deposited outside the meander belt and not into the Missouri River; and

BE IT FURTHER RESOLVED that the Missouri General Assembly strongly urges the Corps to work with the Missouri Clean Water Commission to ensure that any future SWH projects within the State of Missouri provide clear benefits to the preservation of the pallid sturgeon do not degrade Missouri's soil and water resources; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the United States Army Corps of Engineers, the United States Fish and Wildlife Service, and each member of the Missouri Congressional delegation.

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 adopted **HCS** for **HCR 49**.

HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE CONCURRENT RESOLUTION NO. 49

WHEREAS, in 2012, the United States Coast Guard recorded over six hundred fifty fatalities and three thousand injuries resulting from boating accidents; and

WHEREAS, the total estimated property damage from recreational boating accidents in a single year can total more than thirty-five million dollars, and does not include medical expenses or loss of life; and

WHEREAS, in 2012, nearly ninety percent of people who drowned in a boating accident were not wearing a life jacket; and

WHEREAS, operator inattention, operator inexperience, an improper lookout, and excessive speed have been identified as four of the five leading causes of boating accidents, all of which are readily preventable; and

WHEREAS, Missouri is home to hundreds of beautiful lakes and rivers enjoyed by thousands of residents and visitors alike; and

WHEREAS, Missouri ranked 7th on the list of the top 10 states for number of boating accidents as recently as two years ago with over one hundred and forty reported boating accidents:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-seventh General Assembly, Second Regular Session, the Senate concurring therein, hereby recognize the week of May 17th through May 23rd, 2014, as "Missouri Safe Boating Week" in an effort to raise awareness and promote safe and responsible boating practices in the state; and

BE IT FURTHER RESOLVED that the General Assembly recommends to the citizens of this state to observe the week by educating themselves and others about the importance of being safe while on the water.

In which the concurrence of the Senate is respectfully requested.

HOUSE BILLS ON THIRD READING

Senator Dixon moved that **HB 1495**, with **SCS** and **SS No. 2** for **SCS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS No. 2 for **SCS** for **HB 1495** was again taken up.

Senator Dixon moved that **SS No. 2** for **SCS** for **HB 1495** be adopted, which motion prevailed.

On motion of Senator Dixon, **SS No. 2** for **SCS** for **HB 1495** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dempsey	Dixon	Holsman	Justus
Keaveny	Kehoe	Kraus	LeVota	Libla	Munzlinger	Nasheed	Nieves
Parson	Pearce	Richard	Sater	Schaaf	Schaefer	Schmitt	Sifton
Walsh	Wasson—26						

NAYS—Senators

Emery	Lager	Lamping	Wallingford—4
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Absent—Senator Silvey—1

Absent with leave—Senator Romine—1

Vacancies—2

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

HCS for **HB 1296**, with **SCS**, entitled:

An Act to repeal section 144.080, RSMo, and to enact in lieu thereof one new section relating to payment of sales tax.

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

SCS for **HCS** for **HB 1296**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1296

An Act to repeal sections 143.451 and 144.080, RSMo, and to enact in lieu thereof two new sections relating to taxes based on sales, with an existing penalty provision.

Was taken up.

Senator Kraus moved that **SCS** for **HCS** for **HB 1296** be adopted.

Senator Kraus offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for House Committee Substitute for House Bill No. 1296, Page 9, Section 143.451, Line 280, by inserting after all of said line the following:

“144.049. 1. For purposes of this section, the following terms mean:

(1) “Clothing”, any article of wearing apparel, including footwear, intended to be worn on or about the human body. The term shall include but not be limited to cloth and other material used to make school uniforms or other school clothing. Items normally sold in pairs shall not be separated to qualify for the exemption. The term shall not include watches, watchbands, jewelry, handbags, handkerchiefs, umbrellas, scarves, ties, headbands, or belt buckles; and

(2) “Personal computers”, a laptop, desktop, or tower computer system which consists of a central processing unit, random access memory, a storage drive, a display monitor, and a keyboard and devices designed for use in conjunction with a personal computer, such as a disk drive, memory module, compact disk drive, daughterboard, [digitalizer] **digitizer**, microphone, modem, motherboard, mouse, multimedia speaker, printer, scanner, single-user hardware, single-user operating system, soundcard, or video card;

(3) “School supplies”, any item normally used by students in a standard classroom for educational purposes, including but not limited to textbooks, notebooks, paper, writing instruments, crayons, art supplies, rulers, book bags, backpacks, handheld calculators, chalk, maps, and globes. The term shall not include watches, radios, CD players, headphones, sporting equipment, portable or desktop telephones, copiers or other office equipment, furniture, or fixtures. School supplies shall also include computer software having a taxable value of three hundred fifty dollars or less **and any graphing calculator having a taxable value of one hundred fifty dollars or less.**

2. In each year beginning on or after January 1, 2005, there is hereby specifically exempted from state sales tax law all retail sales of any article of clothing having a taxable value of one hundred dollars or less, all retail sales of school supplies not to exceed fifty dollars per purchase, all computer software with a taxable value of three hundred fifty dollars or less, **all graphing calculators having a taxable value of one hundred fifty dollars or less**, and all retail sales of personal computers or computer peripheral devices not to exceed three thousand five hundred dollars, during a three-day period beginning at 12:01 a.m. on the first Friday in August and ending at midnight on the Sunday following.

3. If the governing body of any political subdivision adopted an ordinance that applied to the 2004 sales tax holiday to prohibit the provisions of this section from allowing the sales tax holiday to apply to such political subdivision’s local sales tax, then, notwithstanding any provision of a local ordinance to the contrary, the 2005 sales tax holiday shall not apply to such political subdivision’s local sales tax. However, any such political subdivision may enact an ordinance to allow the 2005 sales tax holiday to apply to its local sales taxes. A political subdivision must notify the department of revenue not less than forty-five calendar days prior to the beginning date of the sales tax holiday occurring in that year of any ordinance or order rescinding an ordinance or order to opt out.

4. This section shall not apply to any sales which take place within the Missouri state fairgrounds.

5. This section applies to sales of items bought for personal use only.

6. After the 2005 sales tax holiday, any political subdivision may, by adopting an ordinance or order, choose to prohibit future annual sales tax holidays from applying to its local sales tax. After opting out, the political subdivision may rescind the ordinance or order. The political subdivision must notify the department of revenue not less than forty-five calendar days prior to the beginning date of the sales tax holiday occurring in that year of any ordinance or order rescinding an ordinance or order to opt out.

7. This section may not apply to any retailer when less than two percent of the retailer’s merchandise

offered for sale qualifies for the sales tax holiday. The retailer shall offer a sales tax refund in lieu of the sales tax holiday.”; and

Further amend the title and enacting clause accordingly.

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

Senator Kraus moved that **SCS** for **HCS** for **HB 1296**, as amended, be adopted, which motion prevailed.

Senator Kraus moved that **SCS** for **HCS** for **HB 1296**, as amended, be read the 3rd time and passed and was recognized to close.

President Kinder assumed the Chair.

President Pro Tem Dempsey referred **SCS** for **HCS** for **HB 1296**, as amended, to the Committee on Governmental Accountability and Fiscal Oversight.

REFERRALS

President Pro Tem Dempsey referred **HCS** for **HB 1689**, with **SCS**; **HCS** for **HB 1231**, with **SCS**; **HCS** for **HBs 1179** and **1765**, with **SCS**; and **HB 2163** to the Committee on Governmental Accountability and Fiscal Oversight.

HOUSE BILLS ON THIRD READING

HCS for **HB 1557**, entitled:

An Act to repeal sections 304.015 and 304.180, RSMo, and to enact in lieu thereof three new sections relating to traffic regulations, with a penalty provision.

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

Senator Munzlinger offered **SS** for **HCS** for **HB 1557**, entitled:

SENATE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1557

An Act to repeal sections 304.015 and 304.180, RSMo, and to enact in lieu thereof three new sections relating to traffic regulations, with a penalty provision.

Senator Munzlinger moved that **SS** for **HCS** for **HB 1557** be adopted.

Senator Dixon assumed the Chair.

Senator Holsman offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 1557, Page 12, Section 304.875, Line 6, by striking the words “thirty-five”.

Senator Holsman moved that the above amendment be adopted.

Senator Lager offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 1557, Pages 11-17, Section 304.875, by striking all of said section from the bill and inserting in lieu thereof the following:

“304.286. Beginning September 1, 2014, no county, city, town, village, municipality, state agency, or other political subdivision of this state that is authorized to issue a notice of violation for a violation of a state or local traffic law or regulation, shall implement or employ a new automated photo red light enforcement system at any intersection within its jurisdiction. As used in this section, the term “automated photo red light enforcement system” shall mean a device consisting of a camera or cameras and a vehicle sensor or sensors, installed to work in conjunction with a traffic control signal, which is used to produce recorded images of motor vehicles entering an intersection against a red signal indication.”; and

Further amend the title and enacting clause accordingly.

Senator Lager moved that the above substitute amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brown, Kraus, Libla and Schaaf.

At the request of Senator Munzlinger, **HCS for HB 1557**, with **SS, SA 1 and SSA 1 for SA 1** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **HB 1073; HCS for HB 1075; HCS for HB 1326**, with **SCS; HCS for HBs 1861 and 1864**, with **SCS; and HCS for HB 1371**, with **SCS**, begs leave to report that it has considered the same and recommends that the bills do pass.

HOUSE BILLS ON THIRD READING

HB 1651, introduced by Representative Fraker, entitled:

An Act to repeal section 394.120, RSMo, and to enact in lieu thereof one new section relating to electric cooperatives.

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

On motion of Senator Cunningham, **HB 1651** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Romine—1

Vacancies—2

The President declared the bill passed.

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

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

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

Senator Schmitt moved that **HCS** for **HB 1501**, with **SS**, as amended (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for **HCS** for **HB 1501**, as amended, was again taken up.

Senator Kraus assumed the Chair.

Senator Schaaf offered **SA 6**, which was read:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for House Committee Substitute for House Bill No. 1501, Page 1, Section 67.2050, Line 7, by inserting after the word “unless” the following: “,”.

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Schmitt, **HCS** for **HB 1501**, with **SS** and **SA 6** (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 Conferees on **SS** for **SCS** for **HCS** for **HB 1439** be allowed to exceed the differences on section 571.070.1 (3), (4).

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 841**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SCS** for **SB 785**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 907**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 782**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 593**.

Bill ordered enrolled.

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 **SCS** for **SB 492**, entitled:

An Act to repeal sections 161.097, 163.191, 173.030, 173.1006, 174.450, and 178.638, RSMo, and to enact in lieu thereof seven new sections relating to authorization for funding and administrative processes in higher education.

With House Amendment Nos. 1, 2, 3 and 4.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 492, Page 3, Section 163.191, Line 46, by deleting the word “**Beginning**” and inserting in lieu thereof the following:

“**Unless the general assembly chooses to otherwise appropriate state funding, beginning**”; and

Further amend said bill, section, and page, Line 51, by deleting the word “will” and inserting in lieu thereof the following:

“[will] **shall**”; and

Further amend said bill, Page 9, Section 173.1006, Lines 17 to 19, by deleting all of said lines and inserting in lieu thereof the following:

“**each institution. Each institution shall adopt, in collaboration with the coordinating board for higher education, an additional institutional performance measure to measure student job placement in a field or position associated with the student’s degree level and pursuit of a graduate degree. The**”; and

Further amend said bill, Page 10, Section 173.1540, Line 6, by deleting the word “**The**” and inserting in lieu thereof the following:

“**Unless the general assembly chooses to otherwise appropriate state funding, the**”; and

Further amend said bill, page, and section, Line 21, by deleting the word “**No**” and inserting in lieu thereof the following:

“**Unless otherwise provided by the general assembly during the appropriations process, no**”; and

Further amend said bill, page, and section, Line 30, by deleting the word “**At**” and inserting in lieu thereof the following:

“**Unless otherwise provided by the general assembly during the appropriations process, at**”; and

Further amend said bill and section, Page 11, Line 35, by deleting the word “**tem**” and inserting in lieu thereof the following:

“**tempore**”; and

Further amend said bill, Page 13, Section 178.638, Line 11, by deleting the word “**Beginning**” and inserting in lieu thereof the following:

“**Unless the general assembly chooses to otherwise appropriate state funding, beginning**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 492, Page 1, Section A, Line 3, by inserting immediately after said line the following:

“160.545. 1. There is hereby established within the department of elementary and secondary education the “A+ Schools Program” to be administered by the commissioner of education. The program shall [consist of grant awards made to] **require** public secondary schools that **apply to be an A+ school to** demonstrate a commitment to ensure that:

(1) All students be graduated from school;

(2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and

(3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of [grants made under the program to] schools that:

(1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and

(3) Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and

(4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and

(5) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve

in schools receiving program grants.

3. A school district may participate in the program irrespective of its accreditation classification by the state board of education, provided it meets all other requirements.

4. [By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

5. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

6. For any school year, grants authorized by subsections 1 to 3 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 7 of this section.

7.] The commissioner of **higher** education shall, by rule and regulation of the [state board of education] **coordinating board for higher education** and with the advice of the [coordinating board for higher education] **state board of education**, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection [9] **8** of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a public high school in the state for at least three years immediately prior to graduation that meets the requirements of subsection 2 of this section, except that students who are active duty military dependents, and students who are dependants of retired military who relocate to Missouri within one year of the date of the parent's retirement from active duty, who, in the school year immediately preceding graduation, meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the three-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school as determined by rule of the state board of education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of said board.

[8.] 5. Beginning with academic year 2015-16, the department of higher education shall develop a procedure to permit the reimbursement of educational costs beyond tuition and general fees incurred at an A+ eligible postsecondary institution by a student who qualifies for reimbursement under subsection 4 of this section and applies for such reimbursement upon the following conditions:

(1) The reimbursement shall be an amount no greater than tuition and related academic fees, including book purchase or rental, for dual credit courses paid by the student while in high school;

(2) The dual credit course was provided by an institution that is a qualified A+ postsecondary institution under subsection 4 or 8 of this section;

(3) The dual credit course is accepted for credit by the institution at which the student uses the A+ program.

The provisions of this subsection shall be applicable only to postsecondary students at vocational-technical centers and those pursuing a certificate or an associate of science or associate of applied science degree at any other qualified A+ postsecondary institution.

6. If insufficient funds are available to provide full reimbursement of all permitted costs under this section, the reimbursement shall be prioritized in the following order from highest to lowest:

(1) Tuition;

(2) General fees;

(3) Other educational costs as defined by federal student financial aid regulations.

7. The commissioner of education and the commissioner of higher education shall develop a procedure for evaluating the effectiveness of the program described in this section for improving high school outcomes and for effectiveness in providing access and completion of postsecondary programs. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

[9.] 8. For a two-year private vocational or technical school to obtain reimbursements under subsection [7] 4 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution. “; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 492, Page 13, Section 178.638, Line 13, by inserting after all of said section and line the following:

“340.381. 1. Sections 340.381 to 340.396 establish a student loan forgiveness program for approved veterinary students who practice in areas of defined need. Such program shall be known as the “**Dr. Merrill Townley Large Animal Veterinary Student Loan Program**”.

2. There is hereby created in the state treasury the “Veterinary Student Loan Payment Fund”, which shall consist of general revenue appropriated to the large animal veterinary student loan program, voluntary contributions to support or match program activities, money collected under section 340.396, and funds received from the federal government. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of sections 340.381 to 340.396. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

340.396. 1. Sections 340.381 to 340.396 shall not be construed to require the department to enter into contracts with individuals who qualify for education loans or loan repayment programs when federal, state, and local funds are not available for such purposes.

2. Sections 340.381 to 340.396 shall not be subject to the provisions of sections 23.250 to 23.298.

[3. Sections 340.381 to 340.396 shall expire on June 30, 2013.]”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Committee Substitute for Senate Bill No. 492, Page 9, Section 173.030, Line 136, by inserting after all of said line the following:

“173.670. 1. There is hereby established within the department of higher education the “Missouri Science, Technology, Engineering and Mathematics Initiative”. The department of higher education may award matching funds through this initiative to public institutions of higher education as part of the annual appropriations process.

2. The purpose of the initiative shall be to provide support to increase interest among elementary, secondary, and university students in fields of study related to science, technology, engineering, and mathematics and to increase the number of Missouri graduates in these fields at Missouri’s public two- and four-year institutions of higher education.

3. There is hereby created a “Science, Technology, Engineering and Mathematics Fund”, which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and may

approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. As part of the initiative, the department of higher education shall develop a process to award grants to Missouri public two- and four-year institutions of higher education and school districts that have entered into articulation agreements to offer information technology certification through technical course work leading to postsecondary academic credit through the program established in section 173.675.

5. The general assembly may appropriate funds to the science, technology, engineering, and mathematics fund to match institution funds to support the following programs:

(1) Endowed teaching professor programs, which provide funds to support faculty who teach undergraduate courses in science, technology, engineering, or mathematics fields at public institutions of higher education;

(2) Scholarship programs, which provide financial aid or loan forgiveness awards to Missouri students who study in the science, technology, engineering, or mathematics fields or who plan to enter the teaching field in Missouri with an emphasis on science, technology, engineering, and mathematics areas;

(3) Experiential youth programs at public colleges or universities, designed to provide Missouri middle school, junior high, and high school students with the opportunity to experience science, technology, engineering, and mathematics fields through camps or other educational offerings;

(4) Career enhancement programs for current elementary and secondary teachers and professors at Missouri public and private colleges and universities in the science, technology, engineering, or mathematics fields to improve the quality of teaching.

173.675. 1. The department of higher education shall develop a program to offer information technology certification through technical course work that leads to postsecondary academic credit. The program shall be available to students enrolled in a public high school in Missouri that has entered into an articulation agreement with a Missouri public two- or four-year institution of higher education to offer such course work. The program shall provide instruction on skills and competencies essential for the workplace and requested by employers and shall include the following components:

- (1) A web-enabled online curriculum;**
- (2) Instructional software for classroom and student use;**
- (3) Training for teachers to advance technical education skills;**
- (4) Industry recognized skills certification; and**
- (5) Integration with existing education standards.**

2. 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 pursuant to 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, 2014, shall be invalid and void.

173.680. 1. The department of higher education shall conduct a study to identify the information technology industry certifications most frequently requested by employers in Missouri. The department of higher education may conduct the study with the assistance of other state departments and agencies, the Missouri mathematics and science coalition, and the governor's advisory council on science, technology, engineering, and mathematical issues.

2. The department of higher education shall complete the study no later than January 31, 2015. The department shall prepare the findings in a report and provide it to:

- (1) The president pro tempore of the senate;
- (2) The speaker of the house of representatives;
- (3) The joint committee on education;
- (4) The governor;
- (5) The coordinating board for higher education; and
- (6) The state board of education.”; 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 refuses to adopt the Conference Committee Report for House Committee Substitute for Senate Committee Substitute for Senate Bill 672, as amended, and request the Senate grant the House a further conference.

PRIVILEGED MOTIONS

Senator Parson moved that the Senate grant the House further conference on **HCS** for **SCS** for **SB 672**, as amended, which motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Dempsey re-appointed the following conference committee to act with a like committee from the House on **HCS** for **SCS** for **SB 672**, as amended: Senators Parson, Dixon, Romine, Justus and Keaveny.

President Pro Tem Dempsey assumed the Chair.

REPORTS OF STANDING COMMITTEES

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 1692**, begs leave to report that it has considered the same and recommends that the Senate

Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Education, to which was referred **HCS** for **HB 1614**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Richard, 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 **HB 1883**, begs leave to report that it has considered the same and recommends that the bill do pass, with Senate Committee Amendment No. 1.

SENATE COMMITTEE AMENDMENT NO. 1

Amend House Bill No. 1883, Page 2, Section 44.227, by striking all of said section from the bill; and
Further amend said bill and page, Section 44.238, by striking all of said section from the bill; and
Further amend the title and enacting clause accordingly.

Senator Dixon, 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 **HB 1906**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Kehoe, Chairman of the Committee on Transportation and Infrastructure, submitted the following report:

Mr. President: Your Committee on Transportation and Infrastructure, to which was referred **HCS** for **HB 2141**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Cunningham, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HB 1574**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HCS** for **HB 1336**, with **SCS**, begs leave to report that it has considered the same and recommends that the bill do pass.

RESOLUTIONS

Senator LeVota offered Senate Resolution No. 2069, regarding the First Bots of Independence robotics team, which was adopted.

On motion of Senator Richard, the Senate recessed until 9:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Schaaf.

Senator Pearce requested unanimous consent of the Senate that the rules be suspended for the purpose of allowing the conferees on **HCS** for **SCS** for **SBs 493, 485, 495, 516, 534, 545, 595, 616** and **624**, as amended, to meet while the Senate is in session, which request was granted.

HOUSE BILLS ON THIRD READING

Senator Sater moved that **HCS** for **HBs 1307** and **1313**, with **SCS, SA 2** and the point of order (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

At the request of Senator Sater, the point of order was withdrawn.

SA 2 was again taken up.

Senator Dixon assumed the Chair.

Senator Kehoe assumed the Chair.

President Pro Tem Dempsey assumed the Chair.

The request for a roll call vote on the adoption of **SA 2** was withdrawn by Senator Sifton.

Senator Sifton moved that **SA 2** be adopted, which motion failed.

Senator Sater moved that **SCS** for **HCS** for **HBs 1307** and **1313** be adopted, which motion prevailed.

On motion of Senator Sater, **SCS** for **HCS** for **HBs 1307** and **1313** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Dempsey	Dixon	Emery	Kehoe	Kraus	Lager	Lamping
Libla	Munzlinger	Nieves	Parson	Pearce	Richard	Romine	Sater
Schaaf	Schaefer	Schmitt	Silvey	Wallingford	Wasson—22		

NAYS—Senators

Chappelle-Nadal	Curly	Holsman	Justus	Keaveny	LeVota	Nasheed	Sifton
Walsh—9							

Absent—Senators—None

Absent with leave—Senator Cunningham—1

Vacancies—2

The President Pro Tem declared the bill passed.

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

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

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

Senator Kraus moved that **HCS** for **HJR 90**, with **SCS** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SCS for **HCS** for **HJR 90** was again taken up.

Senator Kraus offered **SS** for **SCS** for **HCS** for **HJR 90**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE JOINT RESOLUTION NO. 90

Joint Resolution submitting to the qualified voters of Missouri an amendment to article VIII of the Constitution of Missouri, by adding thereto one new section relating to early voting.

Senator Kraus moved that **SS** for **SCS** for **HCS** for **HJR 90** be adopted.

Senator Kehoe assumed the Chair.

Senator LeVota offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Joint Resolution No. 90, Page 2, Section 11, Lines 17-28 of said page, by striking all of said lines; and

Further amend said bill and section, page 3, lines 1-13 of said page, by striking all of said lines; and further amend said section by renumbering the remaining subsections accordingly.

Senator LeVota moved that the above amendment be adopted, which motion failed.

Senator LeVota offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Joint Resolution No. 90, Page 2, Section 11, Line 6, by inserting immediately after said line the following:

“(3) In-person and mail-in absentee voting shall be conducted without excuse during the time period for absentee voting as authorized under general law;”; and further amend said section by renumbering the remaining subdivisions accordingly.

Senator LeVota moved that the above amendment be adopted, which motion failed.

Senator LeVota offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Joint Resolution No. 90, Page 2, Section 11, Line 8 of said page, by striking “six” and inserting in lieu thereof the following: **“fifteen”**; and

Further amend said resolution, Page 4, Section B, Line 18 of said page, by striking “six” and inserting in lieu thereof the following: **“fifteen”**.

Senator LeVota moved that the above amendment be adopted, which motion failed.

Senator Kraus moved that **SS** for **SCS** for **HCS** for **HJR 90** be adopted, which motion prevailed.

On motion of Senator Kraus, **SS** for **SCS** for **HCS** for **HJR 90** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Dempsey	Dixon	Emery	Kehoe	Kraus	Lager	Lamping
Libla	Munzlinger	Nieves	Parson	Pearce	Richard	Romine	Sater
Schaaf	Schaefer	Schmitt	Silvey	Wallingford	Wasson—22		

NAYS—Senators

Curls	Holsman	Justus	Keaveny	LeVota	Nasheed	Sifton	Walsh—8
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Absent—Senator Chappelle-Nadal—1

Absent with leave—Senator Cunningham—1

Vacancies—2

The President declared the joint resolution passed.

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

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

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

REFERRALS

President Pro Tem Dempsey referred **HB 1906**, with **SCS** and **HCS** for **HB 2141**, with **SCS** to the Committee on Governmental Accountability and Fiscal Oversight.

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

SENATE CALENDAR

SIXTY-SEVENTH DAY—TUESDAY, MAY 13, 2014

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HJR 75

THIRD READING OF SENATE BILLS

SS for SCS for SB 666-Schmitt
(In Fiscal Oversight)

SS for SCS for SB 850-Munzlinger
(In Fiscal Oversight)

SS for SB 538-Keaveny
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|----------------------------------|----------------------------------|
| 1. SB 858-Kraus | 7. SBs 798 & 514-Emery, with SCS |
| 2. SB 669-Schaaf | 8. SB 865-Nieves |
| 3. SB 821-Schaefer | 9. SB 619-Nieves, with SCS |
| 4. SB 823-Dixon, et al, with SCS | 10. SB 531-Nasheed |
| 5. SB 973-Brown | 11. SB 820-Schaefer |
| 6. SB 815-Pearce, with SCS | |

HOUSE BILLS ON THIRD READING

- | | |
|---|--|
| 1. HB 1073-Dugger, et al (Kraus) | 14. HCS for HB 1231, with SCS (Dixon)
(In Fiscal Oversight) |
| 2. HCS for HBs 1861 & 1864, with SCS
(Munzlinger) | 15. HCS for HB 1831, with SCS (Schmitt) |
| 3. HCS for HB 1326, with SCS (Kehoe) | 16. HCS for HBs 1179 & 1765, with SCS
(Dixon) (In Fiscal Oversight) |
| 4. HCS for HB 1336, with SCS (Wasson) | 17. HB 1707-Conway (Kehoe) |
| 5. HJR 48-Solon, et al (Wallingford)
(In Fiscal Oversight) | 18. HB 2163-Riddle (Kehoe)
(In Fiscal Oversight) |
| 6. HCS for HB 1371, with SCS (Justus) | 19. HB 1693-Barnes (Schaefer) |
| 7. HB 1865-Redmon, et al, with SCS
(Libla) (In Fiscal Oversight) | 20. HB 1692-Korman, with SCS |
| 8. HCS for HB 1075 (Kehoe) | 21. HCS for HB 1614, with SCS |
| 9. HB 2079-Funderburk (Lager) | 22. HB 1883-Flanigan and Allen, with
SCA 1 |
| 10. HB 1454-Swan, et al (Lager) | 23. HB 1906-Schieber, with SCS
(In Fiscal Oversight) |
| 11. HCS for HB 1689, with SCS (Pearce)
(In Fiscal Oversight) | 24. HCS for HB 2141, with SCS
(In Fiscal Oversight) |
| 12. HB 1553-Dohrman, et al, with SCS
(Pearce) | 25. HB 1574-Hoskins |
| 13. HB 1539-Kelley (127), et al, with
SCS (Dixon) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 490-Lager and Kehoe, with SCS

SB 494-Pearce, with SS (pending)

SB 501-Keaveny	SB 755-Wallingford
SB 518-Sater, with SCS, SA 2 & SA 1 to SA 2 (pending)	SB 762-Schaefer, with SCS
SB 519-Sater, with SS & SA 1 (pending)	SB 769-Pearce, with SCS
SS for SB 543-Munzlinger	SB 770-Wallingford, with SCS
SB 550-Sater, with SCS	SBs 787 & 804-Justus, with SCS
SB 553-Emery, with SCS, SS for SCS & SA 1 (pending)	SB 790-Dixon
SB 555-Nasheed, with SS & SA 1 (pending)	SB 814-Brown
SB 566-Sifton	SB 819-Wallingford, with SCS
SB 573-Munzlinger, with SCS	SB 830-Parson
SB 578-Kraus	SBs 836 & 800-Munzlinger, with SCS
SB 589-Brown, with SCS, SA 2 & SA 1 to SA 2 (pending)	SB 846-Richard
SB 617-Parson, with SCS, SS for SCS & SA 1 (pending)	SB 848-LeVota, with SCS
SB 634-Parson, with SCS	SB 875-Sater, with SCS
SB 641-Emery	SB 887-Schaefer
SB 644-LeVota	SB 888-Parson, with SCS
SB 659-Wallingford, with SCS	SB 912-Wasson and Justus, with SCS (pending)
SB 663-Munzlinger, with SCS	SB 919-Justus
SB 671-Sater	SB 966-Lager
SB 712-Walsh, with SCS & SS for SCS (pending)	SJR 25-Lager, with SS, SA 2 & SA 1 to SA 2 (pending)
SB 724-Parson	SJR 26-Lager, with SS & SA 1 (pending)
SB 739-Romine, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)	SJR 34-Emery
	SJR 42-Schmitt, with SS (pending)

HOUSE BILLS ON THIRD READING

HCS for HB 1044, with SCS (Lamping)	SCS for HCS for HB 1296, as amended (Kraus) (In Fiscal Oversight)
HB 1126-Dugger and Entlicher, with SCS & SA 6 (pending) (Kraus)	HCS for HB 1302, with SCS (Lager)
HCS for HB 1156 (Pearce)	HB 1388-Cornejo, et al, with SCS (Schaefer)
HB 1173-Burlison, et al, with SA 1 & SA 1 to SA 1 (pending) (Brown)	SCS for HB 1390-Thomson, et al, as amended (Pearce) (In Fiscal Oversight)
HCS for HB 1189, with SCA 1 (Kehoe)	HB 1430-Jones (110), et al (Schaaf)
HCS for HB 1192, with SCS (Brown)	HB 1455-Hoskins and Fraker (Kraus)
HCS for HB 1204, with SCS (Lager)	HB 1468-Dohrman, et al, with SCS (Pearce)
HCS for HB 1261 (Kraus)	HCS for HB 1501, with SS & SA 6 (pending) (Schmitt)
HCS for HB 1295, with SCS (Kraus)	

HB 1506-Franklin, et al (Brown)
HCS for HB 1514, with SCS (Parson)
HCS for HB 1557, with SS, SA 1 & SSA 1
for SA 1 (pending) (Munzlinger)
HB 1617-Rehder, et al, with SCS,
SS#2 for SCS, SA 1 & SA 2 to SA 1
(pending) (Brown)
HCS for HB 1685 (Schaaf)

HCS for HB 1918, with SA 1
(pending) (Lager)
HCS for HB 1937, with SCS (Munzlinger)
HB 2028-Peters, et al (Schmitt)
HCS for HJR 47, with SA 1 & SA 1 to SA 1
(pending) (Kraus)
HJR 72-Richardson, et al (Silvey)

CONSENT CALENDAR

House Bills

Reported 4/15

HCS for HB 1510 (Brown)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 492-Pearce, with HCS, as amended
SCS for SB 526-Cunningham, with
HA 1, HA 2, HA 3, as amended,
HA 4, as amended, HA 5 & HA 6

SB 859-Brown, with HCS

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

SCS for SBs 493, 485, 495, 516, 534,
545, 595, 616 & 624-Pearce, with
HCS, as amended
SCS for SB 612-Schaaf, with HA 1,
HA 2, HA 3, HA 4 & HA 5
SB 614-Dixon, with HCS, as amended
SB 621-Dixon, with HCS, as amended
SB 662-Kraus, with HCS, as amended

SCS for SB 672-Parson, with HCS, as
amended (Further conference granted)
SB 693-Parson, with HCS, as amended
SCS for SB 716-Brown, with HCS, as amended
HCS for HB 1439, with SS for SCS, as
amended (Nieves)
HB 1490-Bahr, et al, with SS for SCS, as
amended (Emery)

RESOLUTIONS

Reported from Committee

HCR 9-Cookson, et al (Libla)
HCS for HCR 13 (Pearce)
HCS for HCR 25 (Wallingford)
HCR 29-Scharnhorst

HCR 30-Franklin, et al (Romine)
HCS for HCR 38 (Sater)
HCS for HCR 45 (Kehoe)

To be Referred

HCR 19-Gannon, et al
HCR 22-Wieland

HCR 48-McGaugh, et al
HCS for HCR 49

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