

# Journal of the Senate

FIRST REGULAR SESSION

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**TWENTY-SIXTH DAY—TUESDAY, FEBRUARY 24, 2015**

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The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“Let the words of my mouth, and the meditation of my heart, be acceptable in Your sight, O Lord, my rock, and my redeemer.” (Psalm 19:14)

How good it is Lord to know that You hear every word and our every prayer. We are thankful that we can call upon You and know that You give us the strength and wisdom to say and do what is acceptable to You, and accomplishes what You require of us. 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	Hegeman
Holsman	Keaveny	Kehoe	Kraus	LeVota	Libla	Munzlinger	Nasheed
Onder	Parson	Pearce	Richard	Riddle	Romine	Sater	Schaaf
Schaefer	Schatz	Schmitt	Schupp	Sifton	Silvey	Wallingford	Walsh
Wasson	Wieland—34						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

**RESOLUTIONS**

Senator Silvey offered Senate Resolution No. 456, regarding Cass Sullivan, Gladstone, which was adopted.

Senator Silvey offered Senate Resolution No. 457, regarding Kim Gasperi, Kansas City, which was adopted.

Senator Schmitt offered Senate Resolution No. 458, regarding Frank Leon Byars, Ballwin, which was adopted.

Senator Schmitt offered Senate Resolution No. 459, regarding John F. Rutter, Ballwin, which was adopted.

Senator Schmitt offered Senate Resolution No. 460, regarding Robert Kenneth McLuen, Ballwin, which was adopted.

Senator Riddle offered Senate Resolution No. 461, regarding the Seventieth Wedding Anniversary of Mr. and Mrs. Robert Bland, which was adopted.

**CONCURRENT RESOLUTIONS**

Senator Onder offered the following concurrent resolution:

## SENATE CONCURRENT RESOLUTION NO. 27

Whereas, in 2010, the United States Congress passed the Patient Protection and Affordable Care Act (ACA), also known as “Obamacare”; and

Whereas, the act was passed under questionable circumstances in which the United States Senate completely revised the language in H.R. 3590, a bill regarding housing tax breaks for service members, and used it as the vehicle for the ACA in order to skirt the technical requirements that a tax bill originate in the House; and

Whereas, four of the United States Supreme Court justices found the ACA to be an unconstitutional expansion of federal power in *National Federation of Independent Business v. Sebelius*; and

Whereas, to even consider *National Federation of Independent Business v. Sebelius*, the United States Supreme Court had to declare that the ACA wasn’t a tax bill, but the five justices who found it to be constitutional justified their opinion based on the taxing powers of the federal government; and

Whereas, the ACA affects as much as 1/6 of the economy and the ability of citizens to participate in a free and open health care market and has caused numerous health insurance companies to leave the market, resulting in a consolidation of health insurance services in fewer providers; and

Whereas, the implementation of the ACA has been fraught with problems; and

Whereas, as of the Spring of 2014, the number of uninsured Americans had decreased less than 5%; and

Whereas, the ACA has caused millions of Americans to lose insurance previously carried by themselves or purchased for them by their employers; and

Whereas, the ACA has imposed upon Americans and the American economy myriad taxes, penalties, and mandates, administered by an expanded and more powerful Internal Revenue Service; and

Whereas, Missouri voters have twice overwhelmingly rejected Obamacare through ballot initiatives, including Proposition C in 2010, which prohibits mandating the purchase of health care related products and services, and through the passage of Proposition E in 2012, which prohibits the Governor and state agencies from implementing a health insurance exchange independent of the General Assembly; and

Whereas, voters in Missouri and across the United States have repeatedly elected officials from both the Republican and Democrat parties based on their promise to fight the Affordable Care Act, and there now are clearly enough members of the United States House and Senate to

pass a bill repealing it; and

Whereas, the Missouri General Assembly agrees with the four United States Supreme Court justices about the unconstitutionality of the ACA, and finds that act to be most injurious of the basic freedoms Missouri citizens deserve; and

Whereas, the People, in Section 2 of Article I of the Missouri Constitution, have declared that the “principal office of government” is to “give security” to their core liberties and that when a legislature fails to secure the People’s liberty “it fails in its chief design”; and

Whereas, each and every member of the Missouri General Assembly has taken an oath to support the Constitutions of the United States and Missouri, and thereby has a personal responsibility to defend the People’s liberty:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, Ninety-eighth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby insist that each member of the Missouri Congressional delegation endeavor and resolve to totally and completely repeal the Affordable Care Act, settling for no less than a full repeal; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for the Speaker of the United States House of Representatives, the President of the United States Senate, and each member of Missouri’s Congressional delegation.

**Senator LeVota offered the following concurrent resolution:**

SENATE CONCURRENT RESOLUTION NO. 28

Whereas, twenty-eight million United States citizens have cognitive disabilities such as intellectual disability; severe, persistent mental illness; brain injury; stroke; and neurodegenerative disorders such as Alzheimer’s disease; and

Whereas, people with cognitive disabilities are entitled to inclusion in our democratic society under federal laws such as the Americans with Disabilities Act, the Developmental Disabilities Assistance and Bill of Rights Act, the Individuals with Disabilities Act, Section 504 of the Rehabilitation Act, and under state and local laws; and

Whereas, the disruptive convergence of computing and communication technologies has substantially altered how people acquire, utilize, and disseminate knowledge and information; and

Whereas, access to comprehensible information and usable communication technologies is necessary for all people in our society, particularly for people with cognitive disabilities, to promote self-determination and to engage meaningfully in major aspects of life such as education, health promotion, employment, recreation, and civic participation; and

Whereas, the vast majority of people with cognitive disabilities have limited or no access to comprehensible information and usable communication technologies; and

Whereas, people with cognitive disabilities must have access to commercially available devices and software that incorporate principles of universal design such as flexibility and ease of use for all; and

Whereas, technology and information access by people with cognitive disabilities must be guided by standards and best- practices, such as personalization and compatibility across devices and platforms, and through the application of innovations including automated and predictive technologies; and

Whereas, security and privacy must be assured and managed to protect civil rights and personal dignity of people with cognitive disabilities; and

Whereas, enhanced public and private funding is urgently required to allow people with cognitive disabilities to utilize technology and access information as a natural consequence of their rights to inclusion in our society; and

Whereas, ensuring access to technology and information for the 28 million people with cognitive disabilities in the United States will create new markets and employment opportunities; decrease dependency on public services; reduce health care costs; and improve the independence, productivity, and quality of life of people with cognitive disabilities:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-eighth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby urge a commitment to equal rights for people with cognitive disabilities to technology and information access and call for implementation of such rights with deliberate speed.

**INTRODUCTION OF BILLS**

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

**SB 491**—By Schatz.

An Act to repeal sections 319.045 and 386.572, RSMo, and to enact in lieu thereof two new sections relating to civil penalties for violations of certain safety standards, with penalty provisions.

**SB 492**—By Schatz.

An Act to repeal section 287.780, RSMo, and to enact in lieu thereof one new section relating to workers' compensation.

**SB 493**—By Brown.

An Act to repeal section 170.310, RSMo, and to enact in lieu thereof one new section relating to cardiopulmonary instruction in schools.

**SB 494**—By LeVota.

An Act to repeal section 660.026, RSMo, and to enact in lieu thereof one new section relating to funding for federally qualified health centers.

**SB 495**—By Hegeman.

An Act to repeal section 473.730, RSMo, and to enact in lieu thereof one new section relating to the bonding requirements of public administrators.

**SB 496**—By Hegeman.

An Act to amend chapter 191, RSMo, by adding thereto three new sections relating to palliative care.

**SB 497**—By Hegeman.

An Act to repeal sections 67.950 and 67.955, RSMo, and to enact in lieu thereof two new sections relating to dissolution of special districts.

**SB 498**—By Wasson.

An Act to repeal sections 436.405, 436.430, 436.450, 436.456, 436.457, and 436.460, RSMo, and to enact in lieu thereof six new sections relating to preneed funeral contracts.

**SB 499**—By Wasson.

An Act to repeal section 327.272, RSMo, and to enact in lieu thereof one new section relating to professional land surveyors.

**SB 500**—By Riddle.

An Act to repeal section 261.241, RSMo, and to enact in lieu thereof one new section relating to honey.

**SB 501**—By Riddle.

An Act to amend chapter 478, RSMo, by adding thereto one new section relating to the forty-fifth judicial circuit.

**SB 502**—By Schmitt.

An Act to repeal section 167.765, RSMo, and to enact in lieu thereof one new section relating to brain injuries or concussions occurring from youth sports.

### **INTRODUCTIONS OF GUESTS**

Senator Schaefer introduced to the Senate, coaches and players of the 2014 University of Missouri Football team. Coach Gary Pinkel assumed the dias and addressed the members of the Senate.

### **REPORTS OF STANDING COMMITTEES**

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 **SB 205**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

Senator Kehoe assumed the Chair.

### **SENATE BILLS FOR PERFECTION**

Senator Pearce moved that **SB 1**, **SB 22**, **SB 49** and **SB 70**, with **SCS** and **SA 8**, as amended (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

President Pro Tem Dempsey assumed the Chair.

**SA 8** was again taken up.

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

Senator Schupp offered **SA 9**:

#### **SENATE AMENDMENT NO. 9**

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 44, Section 162.1250, Line 75, by striking “state adequacy target” and inserting in lieu thereof the following: “**amount calculated under subsection 3 of section 161.670**”.

Senator Schupp moved that the above amendment be adopted.

Senator Dixon assumed the Chair.

President Pro Tem Dempsey assumed the Chair.

Senator Onder offered **SSA 1** for **SA 9**:

#### **SENATE SUBSTITUTE AMENDMENT NO. 1 FOR SENATE AMENDMENT NO. 9**

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 44, Section 162.1250, Line 75, by striking “state adequacy target” and inserting in lieu thereof the following “**amount calculated under subsection 3 of section 161.670**”; and further amend line 76, by inserting immediately after the word

“choice” the following: “, **unless the virtual school of choice uses a unified and sequential online curriculum, develops an individualized learning plan for all students, provides special education services, administers the statewide assessments to its students, administers end-of-course assessments to its students, is accredited, is hosted by a school district or charter school with an annual performance report score of seventy or greater, and grants a diploma to students, in which case the department of elementary and secondary education shall deduct from the state aid payment made to the district of residence of a virtual transfer student an amount equal to the state adequacy target and credit the same to the virtual school of choice**”.

Senator Onder moved that the above substitute amendment be adopted.

Senator Pearce offered **SA 1 to SSA 1 for SA 9**, which was read:

SENATE AMENDMENT NO. 1 TO  
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR  
SENATE AMENDMENT NO. 9

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 9 to Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 1, Line 17 of said substitute amendment by inserting immediately after the word “choice” the following: “, **except that a virtual school of choice may choose to charge a rate of tuition less than the state adequacy target**”.

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

**SSA 1 for SA 9**, as amended, was again taken up.

Senator Onder moved that **SSA 1 for SA 9**, as amended, be adopted, which motion prevailed.

Senator Emery offered **SA 10**:

SENATE AMENDMENT NO. 10

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 35, Section 161.238, Line 6, by inserting at the end of said line the following: “**The state board of education shall assign classification designations to attendance centers under this section by July 1, 2016.**”.

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

Senator Kehoe assumed the Chair.

Senator Curls offered **SA 11**:

SENATE AMENDMENT NO. 11

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 36, Section 161.238, Line 13, by inserting immediately after the word “district” the following: “**and within a school district**”; and further amend line 14 by inserting immediately after the word “section” the following: “**and section 161.087**”.

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

Senator Emery offered **SA 12**:

SENATE AMENDMENT NO. 12

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 43, Section 162.1250, Line 52, by inserting immediately after the word “greater” the following: “**or any district or charter school**”.

that is granted a waiver by the department of elementary and secondary education to host a virtual school of choice”.

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

Senator Schupp offered **SA 13**:

SENATE AMENDMENT NO. 13

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 52, Section 167.642, by striking all of said section from the bill; and

Further amend said bill, Page 54, Section 167.730, Line 1, by inserting immediately after the word “in” the following: “**any underperforming district located in a county with a charter form of government and with more than nine hundred fifty thousand inhabitants, in**”; and further amend line 14, by inserting immediately after the first use of the word “in” the following: “**any underperforming district located in a county with a charter form of government and with more than nine hundred fifty thousand inhabitants, in**”; and further amend line 28, by inserting immediately after the first use of the word “in” the following: “**any underperforming district located in a county with a charter form of government and with more than nine hundred fifty thousand inhabitants,**”; and

Further amend said bill and section, Page 55, Line 51, by inserting immediately after the first use of the word “in” the following: “**any underperforming district located in a county with a charter form of government and with more than nine hundred fifty thousand inhabitants, in**”; and further amend line 68, by inserting immediately after “district,” the following: “**any underperforming district located in a county with a charter form of government and with more than nine hundred fifty thousand inhabitants,**”; and

Further amend said bill, Page 75, Section 167.848, line 2, by striking “167.642,”; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

President Pro Tem Dempsey assumed the Chair.

At the request of Senator Pearce, **SB 1**, **SB 22**, **SB 49** and **SB 70**, with **SCS** and **SA 13** (pending), were placed on the Informal Calendar.

**SECOND READING OF SENATE BILLS**

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

**SB 361**—Agriculture, Food Production and Outdoor Resources.

**SB 362**—Small Business, Insurance and Industry.

**SB 363**—Financial and Governmental Organizations and Elections.

**SB 364**—Jobs, Economic Development and Local Government.

**SB 365**—Education.

**SB 366**—Education.

**SB 367**—Commerce, Consumer Protection, Energy and the Environment.

- SB 368**—Financial and Governmental Organizations and Elections.
- SB 369**—Governmental Accountability and Fiscal Oversight.
- SB 370**—Transportation, Infrastructure and Public Safety.
- SB 371**—Transportation, Infrastructure and Public Safety.
- SB 372**—General Laws and Pensions.
- SB 373**—Transportation, Infrastructure and Public Safety.
- SB 374**—Ways and Means.
- SB 375**—Commerce, Consumer Protection, Energy and the Environment.
- SB 376**—Commerce, Consumer Protection, Energy and the Environment.
- SB 377**—Ways and Means.
- SB 378**—Transportation, Infrastructure and Public Safety.
- SB 379**—Jobs, Economic Development and Local Government.
- SB 380**—Seniors, Families and Children.
- SB 381**—Judiciary and Civil and Criminal Jurisprudence.
- SB 382**—Judiciary and Civil and Criminal Jurisprudence.
- SB 383**—Small Business, Insurance and Industry.
- SB 384**—Jobs, Economic Development and Local Government.
- SB 385**—Jobs, Economic Development and Local Government.
- SB 386**—Agriculture, Food Production and Outdoor Resources.
- SB 387**—Jobs, Economic Development and Local Government.
- SB 388**—Commerce, Consumer Protection, Energy and the Environment.
- SB 389**—Governmental Accountability and Fiscal Oversight.
- SB 390**—Jobs, Economic Development and Local Government.
- SB 391**—Financial and Governmental Organizations and Elections.
- SB 392**—Small Business, Insurance and Industry.
- SB 393**—Judiciary and Civil and Criminal Jurisprudence.
- SB 394**—Small Business, Insurance and Industry.
- SB 395**—Veterans' Affairs and Health.
- SB 396**—Transportation, Infrastructure and Public Safety.
- SB 397**—Ways and Means.



- SB 398**—Commerce, Consumer Protection, Energy and the Environment.
- SB 399**—Financial and Governmental Organizations and Elections.
- SB 400**—Financial and Governmental Organizations and Elections.
- SB 401**—Jobs, Economic Development and Local Government.
- SB 402**—Small Business, Insurance and Industry.
- SB 403**—Commerce, Consumer Protection, Energy and the Environment.
- SB 404**—Small Business, Insurance and Industry.
- SB 405**—Jobs, Economic Development and Local Government.
- SB 406**—Small Business, Insurance and Industry.
- SB 407**—Veterans' Affairs and Health.
- SB 408**—Transportation, Infrastructure and Public Safety.
- SB 409**—Commerce, Consumer Protection, Energy and the Environment.
- SB 410**—Judiciary and Civil and Criminal Jurisprudence.
- SB 411**—Financial and Governmental Organizations and Elections.
- SB 412**—Small Business, Insurance and Industry.
- SB 413**—Judiciary and Civil and Criminal Jurisprudence.
- SB 414**—Financial and Governmental Organizations and Elections.
- SB 415**—Financial and Governmental Organizations and Elections.
- SB 416**—Financial and Governmental Organizations and Elections.
- SB 417**—Judiciary and Civil and Criminal Jurisprudence.
- SB 418**—Education.
- SB 419**—Veterans' Affairs and Health.
- SB 420**—Ways and Means.
- SB 421**—Ways and Means.
- SB 422**—Veterans' Affairs and Health.
- SB 423**—Transportation, Infrastructure and Public Safety.
- SB 424**—Education.
- SB 425**—Seniors, Families and Children.
- SB 426**—Veterans' Affairs and Health.
- SB 427**—Seniors, Families and Children.

**SB 428**—Rules, Joint Rules, Resolutions and Ethics.

**SB 429**—Financial and Governmental Organizations and Elections.

**SB 430**—Jobs, Economic Development and Local Government.

**SB 431**—Veterans' Affairs and Health.

**SB 432**—Small Business, Insurance and Industry.

**SB 433**—Rules, Joint Rules, Resolutions and Ethics.

### **RESOLUTIONS**

Senator Wallingford offered Senate Resolution No. 462, regarding the Southwest Missouri Cattlemen chapter of the Missouri Cattlemen's Association, which was adopted.

Senator Keaveny offered Senate Resolution No. 463, regarding Joseph C. Gorla, Saint Louis, which was adopted.

Senator Keaveny offered Senate Resolution No. 464, regarding Arthur Frank Young, Webster Groves, which was adopted.

Senator Keaveny offered Senate Resolution No. 465, regarding George Martin Sallwasser, Jr., Webster Groves, which was adopted.

Senator Keaveny offered Senate Resolution No. 466, regarding Milton Herbert Hieken, Clayton, which was adopted.

Senator Riddle offered Senate Resolution No. 467, regarding the Sixtieth Wedding Anniversary of Mr. and Mrs. Larry Dunn, Middletown, which was adopted.

Senator Sater offered Senate Resolution No. 468, regarding the Ninety-fifth Birthday of Faye Barnes, Galena, which was adopted.

Senator Sater offered Senate Resolution No. 469, regarding the Eightieth Birthday of Rosemay Gideon Thornton, Forsyth, which was adopted.

Senator Sater offered Senate Resolution No. 470, regarding the Eightieth Birthday of Norma Hyde Wiseley, which was adopted.

Senator Sater offered Senate Resolution No. 471, regarding the Ninetieth Birthday of Olive Haynes, Cassville, which was adopted.

On motion of Senator Richard, the Senate recessed until 4:00 p.m.

### **RECESS**

The time of recess having expired, the Senate was called to order by President Pro Tem Dempsey.

### **SENATE BILLS FOR PERFECTION**

Senator Pearce moved that **SB 1**, **SB 22**, **SB 49** and **SB 70**, with **SCS** and **SA 13** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Chappelle-Nadal offered **SSA 1** for **SA 13**, which was read:

**SENATE SUBSTITUTE AMENDMENT NO. 1 FOR  
SENATE AMENDMENT NO. 13**

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 52, Section 167.642, Line 1, by striking the word “underperforming”.

Senator Chappelle-Nadal moved that the above substitute amendment be adopted.

Senator Schupp requested a roll call vote be taken. She was joined in her request by Senators Keaveny, Holsman, LeVota and Sifton.

**SSA 1** for **SA 13** was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Dempsey	Dixon	Emery	Hegeman	Kehoe
Kraus	Libla	Nasheed	Onder	Parson	Pearce	Richard	Riddle
Sater	Schaaf	Schaefer	Schatz	Schmitt	Silvey	Wasson	Wieland—24

NAYS—Senators

Curls	Holsman	Keaveny	LeVota	Munzlinger	Romine	Schupp	Sifton
Wallingford—9							

Absent—Senator Walsh—1

Absent with leave—Senators—None

Vacancies—None

Senator Sifton offered **SA 14**:

**SENATE AMENDMENT NO. 14**

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 76, Section 167.848, Line 44, by inserting immediately after all of said line the following:

**“167.950. 1. Each public school shall screen each enrolling student for dyslexia and related disorders at appropriate times in accordance with rules promulgated by the state board of education.**

**2. The school board of each district and the governing board of each charter school shall provide for the treatment of any student determined to have dyslexia or a related disorder.**

**3. For purposes of this section, the following terms shall mean:**

**(1) “Dyslexia”, a disorder of constitutional origin manifested by a difficulty in learning to read, write, or spell, despite conventional instruction, adequate intelligence, and sociocultural opportunity;**

**(2) “Related disorders”, includes disorders similar to or related to dyslexia, such as developmental auditory imperception, dysphasia, specific developmental dyslexia, developmental dysgraphia, and developmental spelling disability.**

**4. The state board of education shall promulgate rules and regulations for each public school to screen each enrolling student for dyslexia and related disorders. 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, 2015, shall be invalid and void.”; and**

Further amend the title and enacting clause accordingly.

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

Senator Sifton offered **SA 15**:

SENATE AMENDMENT NO. 15

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 84, Section 1, Line 36, by inserting after all of said line the following:

**“7. If any provision of this section, or the application thereof to anyone or to any circumstances is held invalid, the remainder of this section or this act and application of such provisions to others or other circumstances shall not be affected thereby.**

**Section 2. If any provision of this act, or the application thereof to anyone or to any circumstances is held invalid, the remainder of the provisions of this act and the application of such provisions to others or other circumstances shall not be affected thereby.”; and**

Further amend the title and enacting clause accordingly.

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

Senator Kraus assumed the Chair.

Senator Chappelle-Nadal offered **SA 16**:

SENATE AMENDMENT NO. 16

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 44, Section 162.1250, Line 90, by inserting at the end of said line the following: **“For purposes of this subsection, the state adequacy target amount used shall be the amount as calculated under subsection 8 of section 163.031 for the applicable fiscal year.”.**

Senator Chappelle-Nadal moved that the above amendment be adopted, which motion prevailed.

President Pro Tem Dempsey assumed the Chair.

Senator Kehoe assumed the Chair.

Senator Chappelle-Nadal offered **SA 17**:

SENATE AMENDMENT NO. 17

Amend Senate Committee Substitute for Senate Bills Nos. 1, 22, 49 and 70, Page 46, Section 162.1303, Line 28, by inserting immediately after the word “district” the following: **“charter school, and local education agency”**; and further amend lines 32-34, by striking all of said lines and inserting in lieu thereof the following:

**“7. For purposes of this section and section 162.1305, the following terms shall mean:**

**(1) “Reentry student” or “reentry students”, any student who enrolls in a district, charter school, or local education agency, withdrew from the district, charter school, or local education agency, and reenrolled in the district, charter school, or local education agency;**

**(2) “Transient student”, any student who enrolls in a district, charter school, or local education agency after the last Wednesday of September or any reentry student.”; and**

Further amend said bill, pages 46-47, section 162.1305, lines 1-21, by striking all of said section and inserting in lieu thereof the following:

**“162.1305. The statewide assessment scores and all other performance data for any transient student or any student who has not been enrolled in a district-operated school or a charter school for the previous three full school terms shall be modified in the following manner when calculating the district's or charter school's performance for purposes of the Missouri school improvement program, any successor assessment program, or scores on the annual performance report:**

**(1) Any statewide assessment scores and all other performance data for any student who has not been enrolled in a district-operated school or charter school for the preceding full school term shall not be used when calculating the district's or charter school's performance for purposes of the Missouri school improvement program, any successor assessment program, or scores on the annual performance report;**

**(2) The statewide assessment scores and all other performance data for any student who has been enrolled in a district-operated school or charter school for the full preceding school term but has not been enrolled in a district-operated school or charter school for the full two preceding school terms shall be weighted at thirty percent of the weight assigned to a student who has been enrolled in a district-operated school or charter school for the full three preceding school terms when calculating the district's or charter school's performance for purposes of the Missouri school improvement program, any successor assessment program, or scores on the annual performance report;**

**(3) The statewide assessment scores and all other performance data for any student who has been enrolled in a district-operated school or charter school for two full preceding school terms but has not been enrolled in a district-operated school or charter school for the full three preceding school terms shall be weighted at seventy percent of the weight assigned to a student who has been enrolled in a district-operated school or charter school for the full three preceding school terms when calculating the district's performance for purposes of the Missouri school improvement program, any successor assessment program, or scores on the annual performance report.”.**

Senator Chappelle-Nadal moved that the above amendment be adopted, which motion prevailed.

President Pro Tem Dempsey assumed the Chair.

Senator Pearce moved that SCS for SBs 1, 22, 49 and 70, as amended, be adopted, which motion prevailed.

On motion of Senator Pearce, SCS for SBs 1, 22, 49 and 70, as amended, was declared perfected and ordered printed.

**REFERRALS**

President Pro Tem Dempsey referred **SB 205** to the Committee on Governmental Accountability and Fiscal Oversight.

**RESOLUTIONS**

Senator Schupp offered Senate Resolution No. 472, regarding Bruno Eugene Mroczkowski, Maryland Heights, which was adopted.

Senator Schupp offered Senate Resolution No. 473, regarding Harvey Hieken, Chesterfield, which was adopted.

Senator LeVota offered Senate Resolution No. 474, regarding Courtney Calhoun, which was adopted.

Senator Chappelle-Nadal offered Senate Resolution No. 475, regarding Director General Jake Yang and the Taipei Economic and Cultural Office.

Senator Kehoe offered Senate Resolution No. 476, regarding Micah Noble Kennedy, Jefferson City, which was adopted.

Senator Keaveny offered Senate Resolution No. 477, regarding Vincent Diraimondo, Jr., Saint Louis, which was adopted.

Senator Brown offered Senate Resolution No. 478, regarding Luke Walker, which was adopted.

Senator Cunningham offered Senate Resolution No. 479, regarding the Fiftieth Wedding Anniversary of Mr. and Mrs. Charles Clayton Hutchins, which was adopted.

Senator Schmitt offered Senate Resolution No. 480, regarding the Kirkwood R-VII School District, Saint Louis, which was adopted.

Senator Wasson offered Senate Resolution No. 481, regarding Miles Bryant Hammerschmidt, which was adopted.

Senator Wasson offered Senate Resolution No. 482, regarding Brittany Donnellan, Springfield, which was adopted.

**INTRODUCTIONS OF GUESTS**

Senator Holsman introduced to the Senate, Michael O'Dell and Gillian Housman, Kansas City.

Senator Schmitt introduced to the Senate, Pat Jacobs and Becca Mueller, Fenton; Brett Stuppy and Kasey McMullen, Ballwin.

Senator Sifton introduced to the Senate, representatives of the Missouri Dermatology Association.

Senator Parson introduced to the Senate, students from Southwest Baptist University, Bolivar.

Senator Curls introduced to the Senate, Erris Pierson, Lee's Summit; and her Grandmother, Linda Spence, Raytown.

Senator Schaefer introduced to the Senate, his son, Max; teachers Kathryn Fishman-Weaver, Rockbridge High School; Matt Leutchmann, Battle High School; Ginny Lennon, Hickman High School; twenty-five Gifted Students from Boone County; and Gifted Student, Glen Decker, Hallsville.

Senator Schaefer introduced to the Senate, the Physician of the Day, Dr. Stephen Keithahn, Columbia.

Senator Schaaf introduced to the Senate, Administrator, Amy Adams, and sixty students from East Buchanan School District, Gower.

Senator Pearce introduced to the Senate, Dr. Jamie Ulbrich, Marshall; and Dr. David Pulliam, Higginsville.

Senator Onder introduced to the Senate, Dan Reuter and Paul Gantner, St. Louis.

Senator LeVota introduced to the Senate, Craig Lee, Megan Holm, and Abby Seider, Independence.

Senator Brown introduced to the Senate, his wife, Kathy and their Grandson, Tristin; and Danette Sherrill, Rolla.

Senator LeVota introduced to the Senate, representatives of the Independence Chamber of Commerce: Eileen Weir, Zach Welker, Jim Barnes, Jodi Krantz, Hap & Susie Graff, Allen Garner, Jonathan Zerr, Abe Forth, Amy Hart, Angela Roscios, John George, John Cato, Katherine Oatman, Mikealene Evans, Olivia Charpie, Ramona Dunn, Rebecca Higgs, Ruth Stevens, Sheri Ring, Sonia Sanchez, Susie Goldsmith and Tim James.

Senator Holsman introduced to the Senate, Pat and Connor Hanlon, St. Louis.

Senator Walsh introduced to the Senate, Mike Randell, Brian Young and Steve Poole, St. Louis.

Senator Kehoe introduced to the Senate, Dr. J. P. McAleer, Dr. A. Patel, and Janet Enloe, Jefferson City.

Senator Kehoe introduced to the Senate, Ms. Carole Moore, parents and forty-one Gifted Students from Maries County R-2 School, Belle and Bland.

Senator Schmitt introduced to the Senate, Dr. Jason Reinberg, Washington.

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

## SENATE CALENDAR

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TWENTY-SEVENTH DAY—WEDNESDAY, FEBRUARY 25, 2015

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## FORMAL CALENDAR

### SECOND READING OF SENATE BILLS

SB 434-Schmitt

SB 435-Walsh

SB 436-Walsh

SB 437-Walsh

SB 438-Dempsey

SB 439-LeVota

SB 440-Sifton, et al

SB 441-Schaefer

SB 442-Schaefer

SB 443-Schatz

SB 444-Schaaf

SB 445-Romine

SB 446-Schupp and Brown	SB 476-Kehoe
SB 447-Wieland	SB 477-Wallingford
SB 448-Wieland	SB 478-Onder
SB 449-Kraus	SB 479-Onder
SB 450-Emery	SB 480-Onder
SB 451-Dixon	SB 481-Onder
SB 452-Schmitt, et al	SB 482-Schupp
SB 453-LeVota	SB 483-Silvey
SB 454-LeVota	SB 484-Wieland
SB 455-Kehoe	SB 485-Wieland
SB 456-Kehoe	SB 486-Sifton
SB 457-Sater	SB 487-Richard
SB 458-Sater	SB 488-Cunningham
SB 459-Libla	SB 489-Cunningham
SB 460-Silvey	SB 490-LeVota
SB 461-Wieland	SB 491-Schatz
SB 462-Schaefer	SB 492-Schatz
SB 463-Dixon	SB 493-Brown
SB 464-Dixon	SB 494-LeVota
SB 465-Schmitt	SB 495-Hegeman
SB 466-Schmitt	SB 496-Hegeman
SB 467-Sifton	SB 497-Hegeman
SB 468-Sifton	SB 498-Wasson
SB 469-Munzlinger	SB 499-Wasson
SB 470-Parson	SB 500-Riddle
SB 471-Schaaf	SB 501-Riddle
SB 472-Schaaf	SB 502-Schmitt
SB 473-Schaaf	SJR 13-Schaaf
SB 474-Wallingford	SJR 14-Dixon
SB 475-Dempsey	SJR 15-Cunningham

#### HOUSE BILLS ON SECOND READING

HCS for HB 259	HB 615-Dohrman
HB 150-Fitzpatrick	HCS#2 for HB 63
HB 241-Davis	HB 30-Dugger
HCS for HBs 116 & 569	HB 92-Miller
HB 64-Dugger	HB 125-Black
HJR 1-Dugger	HB 185-Love
HB 524-Dugger	



SENATE BILLS FOR PERFECTION

SB 19-Kraus, with SCS	SB 110-Schaefer
SB 115-Kraus, with SCS	SB 122-Walsh, with SCS
SB 174-Schmitt and Chappelle-Nadal, with SCS	SB 142-Romine, with SCS
SB 82-Chappelle-Nadal	SB 330-Parson
	SB 131-Parson, with SCS

INFORMAL CALENDAR

CONSENT CALENDAR

Senate Bills

Reported 2/12

SB 68-Romine

Reported 2/19

SB 116-Kraus  
SB 113-Dixon

SB 148-Parson

Reported 2/23

SB 276-Walsh

SB 277-Walsh

RESOLUTIONS

Reported from Committee

HCR 20-Lynch

To be Referred

SCR 27-Onder

SCR 28-LeVota

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