

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SEVENTH DAY—TUESDAY, FEBRUARY 23, 2016

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“But you, O Lord, are a shield around me, my glory, and the one who lifts up my head.” (Psalm 3:3)

In this time of change and demands about us, help us O Lord not to run ahead of Your plans for us. But grant us patience to do that which is right before us and focusing on our responsibilities and providing assistance to those with whom we work. Grant us courage to trust in You and the future You are bringing us. Grant that our thoughts are like Yours so we may accomplish what is before us this day. 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.

Senator Kehoe announced photographers from the Missouri net and KRCG-TV 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	Dixon	Emery	Hegeman
Holsman	Keaveny	Kehoe	Kraus	Libla	Munzlinger	Nasheed
Onder	Parson	Pearce	Richard	Riddle	Romine	Sater
Schaaf	Schaefer	Schatz	Schmitt	Schupp	Sifton	Silvey
Wallingford	Walsh	Wasson	Wieland—32			

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—2

The Lieutenant Governor was present.

RESOLUTIONS

Senator Onder offered Senate Resolution No. 1498, regarding Ryan Hiatt, Wentzville, which was adopted.

Senator Onder offered Senate Resolution No. 1499, regarding Anthony Bagley, which was adopted.

Senator Onder offered Senate Resolution No. 1500, regarding Seth Kemerer, which was adopted.

Senator Onder offered Senate Resolution No. 1501, regarding Carter Hult, which was adopted.

Senators Onder, Schmitt, Keaveny, Schupp, Walsh and Nasheed offered Senate Resolution No. 1502, regarding the Thirtieth Anniversary of the Saint Louis Crisis Nursery, which was adopted.

Senator Sater offered Senate Resolution No. 1503, regarding the Fiftieth Wedding Anniversary of Jim and Vicki Ferguson, Mount Vernon, which was adopted.

Senator Sater offered Senate Resolution No. 1504, regarding the Sixty-fifth Wedding Anniversary of Al and Rose Campbell, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 1505, regarding Kera Mingus, Kirbyville, which was adopted.

Senator Sater offered Senate Resolution No. 1506, regarding Brooke Hale, Forsyth, which was adopted.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 1079—By Riddle.

An Act to amend chapter 610, RSMo, by adding thereto one new section relating to crime scene photographs and video recordings.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **HCS** for **HB 1891**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Kehoe, 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 **SCS** for **SB 794**, 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.

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

RECESS

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

REFERRALS

President Pro Tem Richard referred **SS** for **SB 732**; **SB 641**; and **SCS** for **SB 794** to the Committee on Governmental Accountability and Fiscal Oversight.

HOUSE BILLS ON THIRD READING

HB 2166, introduced by Representative Alferman, with **SCS**, entitled:

An Act to repeal section 105.470, RSMo, section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, section 105.485 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.485 as enacted by house bill no. 2058, ninety-fourth general assembly, second regular session, and to enact in lieu thereof three new sections relating solely to lobbyist expenditures.

Was taken up by Senator Onder.

SCS for **HB 2166**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2166

An Act to repeal section 105.470, RSMo, section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof two new sections relating solely to lobbyist expenditures, with an existing penalty provision.

Was taken up.

Senator Onder moved that **SCS** for **HB 2166** be adopted.

Senator Onder offered **SS** for **SCS** for **HB 2166**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2166

An Act to repeal section 105.470, RSMo, section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof two new sections relating solely to lobbyist expenditures, with an existing penalty provision.

Senator Onder moved that **SS** for **SCS** for **HB 2166** be adopted.

Senator Romine assumed the Chair.

Senator Emery offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2166, Page 9, Section 105.470, Line 10 of said page, by inserting immediately after the word “subdivision” the following: “**or any superintendent of a school district or school board member.**”.

Senator Emery moved that the above amendment be adopted.

Senator Pearce offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Bill No. 2166, Page, 1, Line 4 by striking the words “or school board member”.

Senator Pearce moved that the above amendment be adopted.

At the request of Senator Emery, **SA 1** was withdrawn, rendering **SA 1** to **SA 1** moot.

Senator Emery offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2166, Page 1, Section 105.470, Line 13 of said page by inserting after the word “dollars” the following: “**or any superintendent of a school district or school board member**”.

Senator Emery moved that the above amendment be adopted.

Senator Pearce offered **SSA 1** for **SA 2**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2166, Page 1, Section 105.470, Line 12, by inserting after the word “village” the following: “**or any superintendent or school board member of a school district or any member of the governing body of a charter school**”.

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

Senator Schaaf offered **SA 3**, which was read:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2166, Page 15, Section 105.473, Lines 18-28, by striking all of said lines; and

Further amend said bill and section, page 16, lines 1-9, by striking all of said lines; and further amend said section by renumbering the remaining paragraphs accordingly; and

Further amend said bill and section, page 19, lines 17-19, by striking all of said lines and inserting in lieu thereof the following: “**staff, or his or her spouse or dependent children.**”

Senator Schaaf moved that the above amendment be adopted, which motion prevailed on a standing division vote.

Senator Schaaf offered **SA 4**, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2166, Page 5, Section

105.470, Line 20, by inserting immediately after “accomplishment” the following: “**in excess of one billion dollars**”.

Senator Schaaf moved that the above amendment be adopted.

Senator Schaaf offered **SSA 1** for **SA 4**, which was read:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 2166, Page 5, Section 105.470, Line 20, by inserting immediately after “accomplishment” the following: “**in excess of one million dollars**”.

Senator Schaaf moved that the above substitute amendment be adopted.

Senator Schaaf offered **SA 1** to **SSA 1** for **SA 4**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 4

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 4 to Senate Substitute for Senate Committee Substitute for House Bill No. 2166, Page 1, Line 3, by striking “one million” and inserting in lieu thereof the following: “**fifty**”.

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

SSA 1 for **SA 4**, as amended, was again taken up.

Senator Schaaf moved that **SSA 1** for **SA 4**, as amended, be adopted, which motion prevailed.

President Pro Tem Richard assumed the Chair.

At the request of Senator Onder, **HB 2166**, with **SCS** and **SS** for **SCS**, as amended, was placed on the Informal Calendar.

HB 1983, introduced by Representative Dogan, with **SCS**, entitled:

An Act to repeal section 105.450, RSMo, and to enact in lieu thereof two new sections relating to paid political consultants.

Was taken up by Senator Munzlinger.

SCS for **HB 1983**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1983

An Act to repeal section 105.450, RSMo, and to enact in lieu thereof two new sections relating to prohibiting elected officials from acting as paid political consultants.

Was taken up.

Senator Munzlinger moved that **SCS** for **HB 1983** be adopted.

Senator Munzlinger offered **SS** for **SCS** for **HB 1983**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1983

An Act to repeal section 105.450, RSMo, and to enact in lieu thereof two new sections relating to prohibiting elected officials from acting as paid political consultants.

Senator Munzlinger moved that **SS** for **SCS** for **HB 1983** be adopted.

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

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1983, Page 4, Section 105.450, Line 2, by inserting after the word “or” the following: “**the interest of a**”.

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

Senator Munzlinger offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1983, Page 4, Section 105.450, Line 1, by inserting after the word “paid” the following: “**for profit**”.

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

Senator Onder offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1983, Page 4, Section 105.450, Line 9, by inserting immediately after the word “activities” the following: “. **The term “paid political consultant” shall not include vendors who provide goods or services that do not promote the election of a candidate or the interest of a committee in the ordinary course of the vendor’s business**”.

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

Senator Munzlinger moved that **SS** for **SCS** for **HB 1983**, as amended, be adopted, which motion prevailed.

On motion of Senator Munzlinger, **SS** for **SCS** for **HB 1983**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Hegeman
Holsman	Keaveny	Kehoe	Kraus	Libla	Munzlinger	Nasheed
Onder	Pearce	Richard	Riddle	Romine	Sater	Schaaf
Schaefer	Schatz	Schmitt	Schupp	Sifton	Silvey	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Parson—1

Vacancies—2

The President declared the bill passed.

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

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

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

INTRODUCTION OF BILLS

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

SB 1080—By Schaefer.

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof six new sections relating to reimbursement allowance taxes, with expiration dates.

SB 1081—By Schaefer.

An Act to repeal sections 172.030, 172.035, 172.040, and 172.060, RSMo, and to enact in lieu thereof four new sections relating to the University of Missouri board of curators.

SB 1082—By Cunningham.

An Act to repeal sections 23.153, and 23.156, RSMo, and to enact in lieu thereof two new sections relating to the joint committee on legislative research.

SB 1083—By Wallingford.

An Act to repeal section 475.050, RSMo, and to enact in lieu thereof one new section relating to the appointment of a guardian for an incapacitated person.

RESOLUTIONS

Senator Dixon offered Senate Resolution No. 1507, regarding Melanie Morgan, Springfield, which was adopted.

Senator Dixon offered Senate Resolution No. 1508, regarding Nadia Pshonyak, West Plains, which was adopted.

Senator Kraus offered Senate Resolution No. 1509, regarding Eagle Scout Kyle Walker, Greenwood, which was adopted.

Senator Kraus offered Senate Resolution No. 1510, regarding Eagle Scout Evan Jones, Lee's Summit, which was adopted.

Senator Riddle offered Senate Resolution No. 1511, regarding John Thomas Curley, Temple Terrace, Florida, which was adopted.

Senator Riddle offered Senate Resolution No. 1512, regarding Yunil Jeon, South Korea, which was adopted.

Senator Schmitt offered Senate Resolution No. 1513, regarding the One Hundred Fiftieth Anniversary of the Mary Culver Home, Kirkwood, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Pearce introduced to the Senate, Aliyah Cooper, Mattie Bollin, Amanda Furrer, Cyndi Shokelford, Taylor Herrington, Rabekah Atlakson, Hannah Friedrich, Mandy Camp, Nicholle Shybee, Kimberly Hale, Blake Dorsey, Amanda McCollough and Dr. Adriatik Likcani, University of Central Missouri.

Senator Emery introduced to the Senate, Steve Kasberly, Lamar; and Richard Shields, Clinton.

Senator Munzlinger introduced to the Senate, Dr. Troy Paino and Dr. Sue Thomas, Truman State University.

Senator Schupp introduced to the Senate, Physician of the Day, Christopher M. Wang, MD, Ballwin.

Senator Pearce introduced to the Senate, representatives of the University of Central Missouri Speech-Language Learning Association.

Senator Libla introduced to the Senate, Tom Graham, Leslie Collier and students from Westwood Baptist Academy, Poplar Bluff.

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

SENATE CALENDAR

TWENTY-EIGHTH DAY—WEDNESDAY, FEBRUARY 24, 2016

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1070-Romine
 SB 1071-Hegeman
 SB 1072-Hegeman
 SB 1073-Brown
 SB 1074-Schmitt
 SB 1075-Wallingford
 SB 1076-Parson

SB 1077-Parson
 SB 1078-Parson
 SB 1079-Riddle
 SB 1080-Schaefer
 SB 1081-Schaefer
 SB 1082-Cunningham
 SB 1083-Wallingford

HOUSE BILLS ON SECOND READING

HCS for HB 1477

HCS for HB 1474

HCS for HB 1729
HB 1414-Houghton

HB 1588-Franklin
HB 1728-Reiboldt

THIRD READING OF SENATE BILLS

SB 607-Sater (In Fiscal Oversight)
SB 581-Schaaf (In Fiscal Oversight)
SS for SB 621-Romine (In Fiscal Oversight)
SB 783-Onder (In Fiscal Oversight)
SB 640-Schatz (In Fiscal Oversight)

SS for SB 732-Munzlinger (In Fiscal Oversight)
SB 656-Munzlinger
SB 641-Schatz (In Fiscal Oversight)
SCS for SB 794-Wallingford (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 799-Kraus
2. SB 875-Schaefer
3. SB 573-Schmitt
4. SB 919-Schmitt, with SCS
5. SB 879-Brown
6. SB 665-Parson
7. SB 835-Wasson
8. SBs 865 & 866-Sater, with SCS

9. SB 700-Schatz
10. SB 823-Kraus, with SCS
11. SB 814-Wallingford, et al, with SCS
12. SB 612-Cunningham
13. SBs 688 & 854-Romine, with SCS
14. SB 802-Sater
15. SB 804-Onder, with SCS
16. SB 623-Libla

HOUSE BILLS ON THIRD READING

HB 2203-Barnes, with SCS (Kehoe)
HB 2226-Barnes (Silvey)
HB 1452-Hoskins, with SCS (Pearce)
HB 1631-Alferman, with SCS (Kraus)
(In Fiscal Oversight)

HJR 53-Dugger (Kraus) (In Fiscal Oversight)
HCS for HB 1891 (Brown)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 580-Schaaf, with SCS, SA 2 & point of
order (pending)
SB 619-Wallingford
SB 644-Onder, with SCS

SB 706-Dixon
SB 816-Wieland, et al
SB 825-Munzlinger, with SA 1 (pending)

HOUSE BILLS ON THIRD READING

HB 1575-Rowden, with SCA 1 (Onder)

HB 2166-Alferman (Onder), with SCS & SS
for SCS (pending)

CONSENT CALENDAR

Senate Bills

Reported 2/4

SB 650-Pearce, with SCS

SB 627-Nasheed

SB 646-Schupp, with SCS

SB 831-Wasson

SB 833-Nasheed

SB 864-Sater

SB 738-Parson

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