

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FIRST DAY—TUESDAY, MARCH 1, 2016

The Senate met pursuant to adjournment.

Senator Pearce in the Chair.

Reverend Carl Gauck offered the following prayer:

“Like good stewards of the manifold grace of God, serve one another with whatever gift each of you has received.” (I Peter 4:10)

Merciful God as we gather as the body of the senate we see about us the various men and women whose gifts and talents are special and needed as we seek to work together. Help us to know we are called to share those gifts and make good use of them for the good of the people of Missouri. We are thankful Lord, for this opportunity. 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 was 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 Wasson offered Senate Resolution No. 1586, regarding Eagle Scout Austin Bailey Swearingin, Springfield, which was adopted.

Senator Wasson offered Senate Resolution No. 1587, regarding Eagle Scout Ethan Lynn Swearingin, Springfield, which was adopted.

Senator Kehoe offered Senate Resolution No. 1588, regarding Joyce Rohrbach, California, which was adopted.

Senator Kehoe offered Senate Resolution No. 1589, regarding the Maries County R-II School District Archery program, which was adopted.

Senator Kehoe offered Senate Resolution No. 1590, regarding William M. “Bill” Lockwood, which was adopted.

Senator Kehoe offered Senate Resolution No. 1591, regarding Crystal Diebold, Eldon, which was adopted.

Senator Wasson offered Senate Resolution No. 1592, regarding Eagle Scout Logan Martin Swearingin, Springfield, which was adopted.

CONCURRENT RESOLUTIONS

Senator Schaefer offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 66

Whereas, the University of Missouri System plays a crucial role in the culture and economy of the State of Missouri; and

Whereas, recent events on the University of Missouri-Columbia campus have shown a lack of leadership in the administration of the University of Missouri System:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-eighth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby establish the “University of Missouri System Review Commission”; and

Be It Further Resolved that the mission of the commission shall be to review the University of Missouri System, including but not limited to the System's collected rules and regulations, administrative structure, campus structure, auxiliary enterprises structure, degree programs, research activities, and diversity programs; and

Be It Further Resolved that the task force shall consist of the following members:

- (1) Four members to be appointed by the President Pro Tempore of the Senate; and
- (2) Four members to be appointed by the Speaker of the House of Representatives; and

Be It Further Resolved that the members shall collectively possess strong experience and expertise in governance, management and finance, school leadership, instruction, and law, and shall have demonstrated understanding of and commitment to the University of Missouri System and to the important role that the University has in the past, present, and future of the State of Missouri; and

Be It Further Resolved that the commission shall elect a chairperson and vice chairperson, who shall act as chairperson in his or her absence. The commission shall meet upon a call for meeting by the chairperson. The chairperson may call meetings at such times as he or she deems advisable and shall call a meeting when requested to do so by three or more members of the commission; and

Be It Further Resolved that the commission shall conduct a thorough review of the University of Missouri System and detail any recommendations for changes to the System; and

Be It Further Resolved that the commission shall prepare a report for the Speaker of the House of Representatives, the President Pro Tempore of the Senate, and the President of the University of Missouri System detailing said recommended changes by December 31, 2016; and

Be It Further Resolved that the University of Missouri System shall adopt and implement the recommendations of the commission and such adoption and implementation, or lack thereof, shall be considered by the General Assembly during the appropriations process; and

Be It Further Resolved that the commission shall be authorized to hire staff to provide such legal, research, clerical, technical, and bill drafting services as the commission may require in the performance of its duties; and

Be It Further Resolved that the commission, its members, and any staff hired by the commission shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the commission; and

Be It Further Resolved that the actual expenses of the commission, its members, and any staff hired by the commission incurred by the commission shall be paid through the appropriations provided to the Department of Higher Education; and

Be It Further Resolved that the commission is authorized to function during the legislative interim between the Second Regular Session of the Ninety-eighth General Assembly and the First Regular Session of the Ninety-ninth General Assembly through December 31, 2016, as acknowledged by *State v. Atterbury*, 300 S.W.2d 806 (Mo. 1957).

Senator Parson offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 67

Whereas, humans need a varied diet containing protein in order to be healthy; and

Whereas, eggs are an efficient, nutritious, and affordable form of animal protein on which millions of Americans rely; and

Whereas, Article I, Section 8, Clause 3 of the United States Constitution, also known as the Commerce Clause, was designed to ensure free trade between the states by preventing any state from imposing a tariff or other restriction on goods from another state; and

Whereas, California is one of the nation's largest producers and consumers of eggs for human consumption; and

Whereas, conventional chicken enclosures, also known as battery cages, have been proven to better protect egg-laying hens from bone breaks, cannibalism, disease, smothering, and predation than free range operations or operations using so-called "enriched cages"; and

Whereas, forcing egg producers to switch to "enriched cages" or nonconfinement operations drove up the cost of eggs in the European Union while also leading to food shortages and the closure of countless farms; and

Whereas, forcing egg farmers in America to abandon battery cages in favor of "enriched cages" or nonconfinement operations will lead to the same impacts on the U.S. economy and food supply; and

Whereas, the Humane Society of the United States, also known as HSUS, is America's largest animal rights group and has aggressively pursued an agenda intended to decrease and eventually eliminate the public's consumption of animal protein; and

Whereas, California voters adopted Proposition 2 to their state constitution in 2008, requiring the state's egg producers to switch to "enriched cages" or nonconfinement operations in a campaign led and funded by the Humane Society of the United States; and

Whereas, in 2010, at the behest of HSUS, the California legislature passed AB 1437, which was signed into law by Governor Arnold Schwarzenegger, prohibiting the sale of eggs from other states that do not meet the requirements of Proposition 2 of 2008; and

Whereas, together, California's Proposition 2 and AB 1437 violate the Commerce Clause of the U.S. Constitution by preventing free trade among the states; and

Whereas, together, California's Proposition 2 and AB 1437 have artificially increased egg prices and restricted the availability of affordable eggs and vital animal protein to Californians, especially low-income citizens:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-eighth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby condemn California's anti-trade actions and call on the California legislature to repeal AB 1437 and urge the voters of California to reconsider and repeal Proposition 2; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for the majority and minority leaders of the California General Assembly, the Governor of California, and the Attorney General of California.

Senator Schupp offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 68

Whereas, Falun Dafa, also known as Falun Gong, is a Chinese practice of gentle exercise and meditation based on the universal principles of truthfulness, compassion, and forbearance; and

Whereas, this practice, which transcends all cultural, social, economic, and national boundaries, has helped millions of practitioners in over 70 countries create and improve personal well-being and become more productive members of society; and

Whereas, in 1999 the government of the People's Republic of China outlawed the practice of Falun Dafa in that nation and created a campaign of persecution and terror against its peaceful adherents; and

Whereas, independent investigations confirmed that the Chinese regime commits forced organ harvesting on Falun Dafa prisoners of conscience that results in their deaths; and

Whereas, this persecution campaign against practitioners of Falun Dafa denies the basic human rights of freedom of belief, assembly and

expression:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-eighth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby declare our support for the Falun Dafa movement and its followers and urge the United States government to demonstrate its support for freedom of expression to practice Falun Dafa; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri's Congressional delegation.

INTRODUCTION OF BILLS

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

SB 1115—By Emery.

An Act to repeal sections 452.340 and 452.375, RSMo, and to enact in lieu thereof two new sections relating to child custody.

SB 1116—By Wasson.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to programs administered by the department of economic development.

SB 1117—By Wasson.

An Act to repeal section 315.005, RSMo, and to enact in lieu thereof two new sections relating to residential dwellings offered for rent to transient guests.

SB 1118—By Schaaf.

An Act to repeal section 173.1003, RSMo, and to enact in lieu thereof two new sections relating to higher education student fees.

SB 1119—By Pearce.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to public service loan forgiveness.

SB 1120—By Hegeman, Pearce, Richard and Kehoe.

An Act to repeal sections 256.437, 256.438, 256.439, 256.440, and 256.443, RSMo, and to enact in lieu thereof four new sections relating to multipurpose water resources.

SB 1121—By Onder.

An Act to amend chapter 92, RSMo, by adding thereto five new sections relating to prepaid wireless telecommunications services taxes, with an effective date.

SB 1122—By Schupp.

An Act to repeal section 571.060, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful transfer of weapons, with penalty provisions and an effective date.

SB 1123—By Schupp.

An Act to repeal sections 66.620 and 94.857, RSMo, and to enact in lieu thereof three new sections relating to sales taxes.

SB 1124—By Brown.

An Act to repeal section 135.679, RSMo, and to enact in lieu thereof three new sections relating to agricultural tax credits.

SB 1125—By Chappelle-Nadal.

An Act to repeal sections 162.081, 162.083, and 162.1100, RSMo, and to enact in lieu thereof three new sections relating to governing boards for unaccredited school districts.

SB 1126—By Chappelle-Nadal.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to public service loan forgiveness.

SB 1127—By Chappelle-Nadal.

An Act to amend chapter 168, RSMo, by adding thereto one new section relating to public service loan forgiveness.

SB 1128—By Riddle.

An Act to repeal section 167.181, RSMo, and to enact in lieu thereof one new section relating to the reporting of student immunizations.

SB 1129—By Riddle.

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to custody of in vitro human embryos.

SB 1130—By Riddle.

An Act to repeal sections 386.370 and 620.010, RSMo, and to enact in lieu thereof three new sections relating to funding for the public service commission and the office of public counsel, with an effective date for certain sections.

SB 1131—By Sifton.

An Act to repeal section 572.010 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session, and section 572.010 as enacted by Referendum, Proposition A, November 3, 1992, RSMo, and to enact in lieu thereof fourteen new sections relating to the Missouri daily fantasy sports consumer protection act, with penalty provisions.

SB 1132—By Sifton.

An Act to repeal sections 386.510 and 386.515, RSMo, and to enact in lieu thereof two new sections relating to appeal procedures for cases originating with the public service commission.

SB 1133—By Sifton.

An Act to repeal section 337.503, RSMo, and to enact in lieu thereof one new section relating to discrimination between different types of mental health professionals.

SB 1134—By Brown.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for charitable contributions to Love INC.

SB 1135—By Cunningham.

An Act to repeal section 408.512, RSMo, and to enact in lieu thereof eight new sections relating to traditional installment loans, with penalty provisions.

SB 1136—By Sater.

An Act to amend chapter 338, RSMo, by adding thereto two new sections relating to the promotion of medication safety.

SB 1137—By Sater.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a benevolent tax credit for certain organizations.

SB 1138—By Wallingford.

An Act to repeal section 332.321, RSMo, and to enact in lieu thereof one new section relating to grounds for disciplinary actions against dentists.

SB 1139—By Silvey and Holsman.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the John Jordan "Buck" O'Neil memorial bridge.

President Kinder assumed the Chair.

SB 1140—By Silvey.

An Act to repeal sections 227.290, 230.110, and 230.250, RSMo, and to enact in lieu thereof six new sections relating to supplementary state highway maintenance.

SB 1141—By Silvey.

An Act to repeal section 226.525, RSMo, and to enact in lieu thereof one new section relating to tourist-oriented directional highway signs.

SB 1142—By Wieland.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to qualifying life event for special enrollment period.

SJR 42—By Emery.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article V of the Constitution of Missouri relating to judicial procedure.

SJR 43—Chappelle-Nadal.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article VIII of the Constitution of Missouri, by adopting one new section relating to congressional term limits.

SENATE BILLS FOR PERFECTION

At the request of Senator Libla, **SB 623** was placed on the Informal Calendar.

At the request of Senator Onder, **SJR 39** was placed on the Informal Calendar.

SB 916 was placed on the Informal Calendar.

Senator Pearce moved that **SB 855**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 855**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 855**

An Act to repeal section 173.234, RSMo, and to enact in lieu thereof one new section relating to higher education financial aid for families of military members, with an emergency clause.

Was taken up.

Senator Pearce moved that **SCS** for **SB 855** be adopted, which motion prevailed.

On motion of Senator Pearce, **SCS** for **SB 855** was declared perfected and ordered printed.

Senator Pearce moved that **SB 997** be taken up for perfection, which motion prevailed.

Senator Riddle assumed the Chair.

Senator Pearce offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 997, Page 1, Section A, Line 3, by inserting immediately after said line the following:

“173.234. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) “Board”, the coordinating board for higher education;

(2) “Books”, any books required for any course for which tuition was paid by a grant awarded under this section;

(3) “Eligible student”, the natural, adopted, or stepchild of a qualifying military member, who is less than twenty-five years of age and who was a dependent of a qualifying military member at the time of death or injury **or within five years subsequent to the injury**, or the spouse of a qualifying military member which was the spouse of a veteran at the time of death or injury **or within five years subsequent to the injury**;

(4) “Grant”, the veteran’s survivors grant as established in this section;

(5) “Institution of postsecondary education”, any approved Missouri public institution of postsecondary education, as defined in subdivision (3) of section 173.1102;

(6) “Qualifying military member”, any member of the military of the United States, whether active duty, reserve, or National Guard, who served in the military after September 11, 2001, during time of war and

for whom the following criteria apply:

(a) A veteran was a Missouri resident when first entering the military service or at the time of death or injury;

(b) A veteran died or was injured as a result of combat action or a veteran's death or injury was certified by the Department of Veterans' Affairs medical authority to be attributable to an illness or accident that occurred while serving in combat, or became eighty percent disabled as a result of injuries or accidents sustained in combat action after September 11, 2001; and

(c) "Combat veteran", a Missouri resident who is discharged for active duty service having served since September 11, 2001, and received a DD214 in a geographic area entitled to receive combat pay tax exclusion exemption, hazardous duty pay, or imminent danger pay, or hostile fire pay;

(7) "Survivor", an eligible student of a qualifying military member;

(8) "Tuition", any tuition or incidental fee, or both, charged by an institution of postsecondary education for attendance at the institution by a student as a resident of this state. The tuition grant shall not exceed the amount of tuition charged a Missouri resident at the University of Missouri-Columbia for attendance.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall award annually up to twenty-five grants to survivors of qualifying military members to attend institutions of postsecondary education in this state, which shall continue to be awarded annually to eligible recipients as long as the recipient achieves and maintains a cumulative grade point average of at least two and one-half on a four-point scale, or its equivalent. If the waiting list of eligible survivors exceeds fifty, the coordinating board may petition the general assembly to expand the quota. If the quota is not expanded, then the eligibility of survivors on the waiting list shall be extended.

3. A survivor may receive a grant under this section only so long as the survivor is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a survivor receive a grant beyond the completion of the first baccalaureate degree, regardless of age.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section; and

(2) Provide the forms and determine the procedures necessary for a survivor to apply for and receive a grant under this section.

5. 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, 2008, shall be invalid and void.

6. In order to be eligible to receive a grant under this section, a survivor shall be certified as eligible by the Missouri veterans' commission.

7. A survivor who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education, and who is selected to receive a grant under

this section, shall receive the following:

(1) An amount not to exceed the actual tuition charged at the approved institution of postsecondary education where the survivor is enrolled or accepted for enrollment;

(2) An allowance of up to two thousand dollars per semester for room and board; and

(3) The actual cost of books, up to a maximum of five hundred dollars per semester.

8. A survivor who is a recipient of a grant may transfer from one approved public institution of postsecondary education to another without losing his or her entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at any time withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he or she is entitled to a refund of any tuition, fees, room and board, books, or other charges, the institution shall pay the portion of the refund to which he or she is entitled attributable to the grant for that semester or similar grading period to the board.

9. If a survivor is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible survivor.

10. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

11. The benefits conferred by this section shall be available to any academically eligible student of a qualifying military member. Surviving children who are eligible shall be permitted to apply for full benefits conferred by this section until they reach twenty-five years of age.

12. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall [sunset automatically six years after August 28, 2008] **be reauthorized as of the effective date of this act and shall expire on August 28, 2020**, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.”; and

Further amend said bill, page 6, section 173.2520, line 17, by inserting immediately after said line the following:

“Section B. Because of the importance of providing educational assistance to members of the military and their families, the repeal and reenactment of section 173.234 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 173.234 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

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

On motion of Senator Pearce, **SB 997**, as amended, was declared perfected and ordered printed.

Senator Wasson moved that **SB 586** and **SB 651**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 586** and **651**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 586 and 651

An Act to repeal sections 163.011 and 163.018, RSMo, and to enact in lieu thereof two new sections relating to elementary and secondary education, with an emergency clause.

Was taken up.

Senator Wasson moved that **SCS** for **SBs 586** and **651** be adopted, which motion prevailed.

On motion of Senator Wasson, **SCS** for **SBs 586** and **651** was declared perfected and ordered printed.

Senator Sater moved that **SB 800**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 800**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 800

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the meet in Missouri act.

Was taken up.

Senator Sater moved that **SCS** for **SB 800** be adopted.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 800, Page 4, Section 620.1620, Lines 123-131, by striking all of said lines and inserting in lieu thereof the following: “**for deposit into the fund. If the actual attendance figure for the major convention is less than twenty-five percent of the projected total attendance for the convention as provided in the major convention plan, the commission shall refund an amount equal to the full amount of the grant disbursed under this section to the state treasurer, if the actual attendance figure for the major convention is equal to or less than eighty-five percent and greater than or equal to twenty-five percent of the projected total attendance for the convention as provided in the major convention plan, the commission shall refund a portion of the grant received under this section equal to the proportion of the actual attendance figure to the projected attendance figure rounded to the nearest dollar and refund the remaining to the state treasurer, if the actual attendance figure for the major convention is greater than eighty-five percent of the projected total attendance for the convention as provided in the major convention plan, the commission shall keep the entire grant amount received under this section unless otherwise provided by this section.**”.

Senator Schatz moved that the above amendment be adopted.

Senator Onder assumed the Chair.

Senator Keaveny offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Committee Substitute for Senate Bill No. 800, Page 1, Line 21, by inserting after the word “section.” the following:

“The provisions of this subsection shall not apply in cases where attendance at the convention is adversely affected by a substantial inclement weather-related event.”.

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

Senator Chappelle-Nadal offered **SA 2** to **SA 1**, which was read:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Committee Substitute for Senate Bill No. 800, Page 1, Line 21, by inserting after the word “section.” the following:

“The provisions of this subsection shall not apply in cases where attendance at the convention is adversely affected by a man-made disaster including, but not limited to an uprising or other civil unrest.”.

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

SA 1, as amended, was again taken up.

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

Senator Schaaf offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bill No. 800, Page 4, Section 620.1620, Line 108, by striking the word “that” and inserting in lieu thereof the following:

“in the upcoming fiscal”.

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

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

SENATE AMENDMENT NO. 3

Amend Senate Committee Substitute for Senate Bill No. 800, Page 1, In the Title, Lines 2-3, by striking the words “the meet in Missouri act” and inserting in lieu thereof the following:

“incentives to attract major out-of-state conventions to Missouri”.

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

Senator Sater moved that **SCS** for **SB 800**, as amended, be adopted, which motion prevailed.

On motion of Senator Sater, **SCS** for **SB 800**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 950**, with **SCS**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCS** for **SBs 586** and **651** and **SCS** for **SB 855**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HB 1979**, as amended. Representatives: Rowden, Barnes, Alferman, McCann Beatty and Mitten.

Also,

Mr. President: The Speaker of the House of Representatives has appointed the following committee to act with a like committee from the Senate on **SS** for **SCS** for **HB 1983**, as amended. Representatives: Dogan, Barnes, Rowden, Mitten and McCann Beatty.

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 **SCS** for **SB 855** and **SCS** for **SBs 586** and **651** to the Committee on Governmental Accountability and Fiscal Oversight.

INTRODUCTION OF BILLS

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

SB 1143—By Romine.

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to ratemaking by the public service commission.

SB 1144—By Brown.

An Act to repeal sections 536.025, 536.200, and 536.205, RSMo, and to enact in lieu thereof three new sections relating to emergency rules.

SB 1145—By Nasheed.

An Act to repeal sections 566.210, 566.211, 566.212, and 566.213, RSMo, section 566.203 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session, section 566.203 as enacted by house bill no. 214, ninety-sixth general assembly, first regular session, section 566.206 as enacted by senate bill no. 491, ninety-seventh general assembly, second regular session, and section 566.206 as enacted by house bill no. 214, ninety-sixth general assembly, first regular session, and to enact in lieu thereof eleven new sections relating to juveniles involved in certain crimes, with existing penalty provisions.

SB 1146—By Nasheed.

An Act to repeal section 169.471, RSMo, and to enact in lieu thereof one new section relating to the public school retirement system of the city of St. Louis.

SB 1147—By Riddle.

An Act to repeal section 348.436, RSMo, and to enact in lieu thereof one new section relating to agricultural tax credits.

SB 1148—By Schatz.

An Act to repeal section 66.620, RSMo, and to enact in lieu thereof one new section relating to distribution of local sales taxes.

SB 1149—By Chappelle-Nadal.

An Act to amend chapter 441, RSMo, by adding thereto one new section relating to the disclosure of information on radon hazards to buyers of residential real property.

SB 1150—By Pearce.

An Act to amend chapter 230, RSMo, by adding thereto one new section relating to township road districts.

SB 1151—By Schaaf.

An Act to repeal sections 407.825 and 407.826, RSMo, and to enact in lieu thereof two new sections relating to motor vehicle franchise practices.

HOUSE BILLS ON THIRD READING

HB 2203, introduced by Representative Barnes, 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 Kehoe.

SCS for **HB 2203**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2203

An Act to repeal section 130.034, RSMo, and section 130.021 as enacted by senate bill no. 485, ninety-fifth general assembly, first regular session, and to enact in lieu thereof three new sections relating to the expenditure of campaign committee funds.

Was taken up.

Senator Kehoe moved that **SCS** for **HB 2203** be adopted.

At the request of Senator Kehoe, **HB 2203**, with **SCS** was placed on the Informal Calendar.

At the request of Senator Silvey, **HB 2226** was placed on the Informal Calendar.

HB 1452, with **SCS** was placed on the Informal Calendar.

HCS for **HB 1891**, entitled:

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to labor organizations.

Was taken up by Senator Brown.

Senator Brown offered **SS** for **HCS** for **HB 1891**, entitled:

SENATE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1891

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to labor organizations.

Senator Brown moved that **SS** for **HCS** for **HB 1891** be adopted.

Senator Schmitt assumed the Chair.

A quorum was established by the following vote:

Present—Senators

Brown	Cunningham	Curls	Dixon	Emery	Hegeman	Keaveny
Kehoe	Kraus	Libla	Munzlinger	Nasheed	Onder	Parson
Pearce	Richard	Riddle	Romine	Sater	Schaaf	Schatz
Schmitt	Schupp	Sifton	Silvey	Wallingford	Walsh	Wasson

Wieland—29

Absent—Senators

Chappelle-Nadal Holsman Schaefer—3

Absent with leave—Senators—None

Vacancies—2

A quorum was established by the following vote:

Present—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Emery	Hegeman
Keaveny	Kehoe	Kraus	Munzlinger	Nasheed	Onder	Parson
Pearce	Richard	Riddle	Romine	Sater	Schaaf	Schmitt
Schupp	Sifton	Silvey	Wallingford	Walsh	Wasson	Wieland—28

Absent—Senators

Holsman Libla Schaefer Schatz—4

Absent with leave—Senators—None

Vacancies—2

Senator Dixon assumed the Chair.

Senator Nasheed moved that **HCS** for **HB 1891**, with **SS**, lay on the table.

Senator Nasheed requested a roll call vote be taken on the above motion. She was joined in her request by Senators Keaveny, Curls, Schupp and Walsh.

The motion to lay **HCS** for **HB 1891**, with **SS**, on the table failed of adoption by the following vote:

YEAS—Senators

Chappelle-Nadal	Curls	Keaveny	Nasheed	Schupp	Sifton	Walsh—7
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NAYS—Senators

Brown	Cunningham	Dixon	Emery	Hegeman	Kehoe	Kraus
Munzlinger	Onder	Pearce	Richard	Riddle	Romine	Sater
Schaaf	Schaefer	Schatz	Schmitt	Silvey	Wallingford	Wasson

Wieland—22

Absent—Senators

Holsman	Libla	Parson—3
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Absent with leave—Senators—None

Vacancies—2

Senator Walsh offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 1891, Page 1, Section 105.504, Line 5 of said page, by striking the word “public” and inserting in lieu thereof “**state**”; and further amend line 6, by striking the word “public” and inserting in lieu thereof “**state**”; and further amend line 7, by striking the second occurrence of the word “public” and inserting in lieu thereof “**state**”; and further amend line 9, by striking both occurrences of the word “public” and inserting in lieu thereof “**state**”; and further amend line 13, by striking both occurrences of the word “public” and inserting in lieu thereof “**state**”; and

Further amend said bill and section, Page 2, line 13 of said page, by striking “public” and inserting in lieu thereof the following: “**state**”; and further amend line 14 of said page, by striking “public” and inserting in lieu thereof the following: “**state**”; and

Further amend said bill and section, page 3, line 21 of said page, by striking the word “public” and inserting in lieu thereof “**state**”.

Senator Walsh moved that the above amendment be adopted.

Senator Riddle assumed the Chair.

Senator Walsh requested a roll call vote be taken on the adoption of **SA 1**. She was joined in her request by Senators Holsman, Keaveny, Schupp and Sifton.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Chappelle-Nadal	Curls	Holsman	Keaveny	Schupp	Sifton	Silvey
Walsh—8						

NAYS—Senators

Brown	Cunningham	Dixon	Emery	Hegeman	Kehoe	Kraus
Libla	Munzlinger	Onder	Parson	Pearce	Richard	Riddle
Sater	Schaaf	Schaefer	Schatz	Schmitt	Wallingford	Wasson—21

Absent—Senators

Nasheed	Romine	Wieland—3
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Absent with leave—Senators—None

Vacancies—2

Senator Keaveny offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Committee Substitute for House Bill No. 1891, Page 2, Section 105.504, Line 28, by inserting immediately after the word “every” the following: “**public**”.

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

Senator Brown moved that **SS** for **HCS** for **HB 1891**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown, **SS** for **HCS** for **HB 1891**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Dixon	Emery	Hegeman	Kehoe
Kraus	Libla	Munzlinger	Onder	Parson	Pearce	Richard
Riddle	Sater	Schaaf	Schaefer	Schatz	Schmitt	Silvey
Wallingford	Wasson—23					

NAYS—Senators

Curls	Holsman	Keaveny	Schupp	Sifton	Walsh	Wieland—7
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Absent—Senators

Nasheed	Romine—2
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Absent with leave—Senators—None

Vacancies—2

The President declared the bill passed.

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

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

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

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 997** and **SCS** for **SB 800**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Richard referred **SB 997** and **SCS** for **SB 800** to the Committee on Governmental Accountability and Fiscal Oversight.

RESOLUTIONS

Senator Hegeman offered Senate Resolution No. 1593, regarding the Fiftieth Wedding Anniversary of Jack and Paula Veraguth, Cosby, which was adopted.

Senator Kraus offered Senate Resolution No. 1594, regarding Eagle Scout Collin James Hansen, Lee's Summit, which was adopted.

Senator Kraus offered Senate Resolution No. 1595, regarding Eagle Scout Nathaniel James Owens, Lee's Summit, which was adopted.

Senator Kraus offered Senate Resolution No. 1596, regarding Eagle Scout Ben Carlyle-Ellebracht, Lee's Summit, which was adopted.

Senator Wallingford offered Senate Resolution No. 1597, regarding Kirstan Graviett, Cape Girardeau, which was adopted.

Senator Sater offered Senate Resolution No. 1598, regarding the Sixtieth Wedding Anniversary of Ray and Mary Farris, Rockaway Beach, which was adopted.

Senator Schaefer offered Senate Resolution No. 1599, regarding Shakira Cross, which was adopted.

Senator Kraus offered Senate Resolution No. 1600, regarding Eagle Scout Luke Erickson, Lee's Summit, which was adopted.

Senator Kraus offered Senate Resolution No. 1601, regarding Molly Williams, which was adopted.

Senator Kraus offered Senate Resolution No. 1602, regarding D.J. Brasfield-Thogerson, which was adopted.

Senator Schmitt offered Senate Resolution No. 1603, regarding Greg Van Mierlo, which was adopted.

Senator Schmitt offered Senate Resolution No. 1604, regarding Cory Buermann, which was adopted.

Senator Schmitt offered Senate Resolution No. 1605, regarding Victoria Giessing, Kirkwood, which was adopted.

Senator Schmitt offered Senate Resolution No. 1606, regarding the Starbucks in Dierbergs Des Peres, which was adopted.

Senator Schupp offered Senate Resolution No. 1607, regarding Sarah Koo, which was adopted.

Senator Riddle offered Senate Resolution No. 1608, regarding the Fiftieth Wedding Anniversary of Lawrence “Rooster” and Carolyn Stuckenschneider, Martinsburg, which was adopted.

Senator Brown offered Senate Resolution No. 1609, regarding R. Eddie Wilson, Salem, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Parson introduced to the Senate, Sheriff Kevin Bond and Detective Sergeant Tollie Rowe, Pettis County.

Senator Parson introduced to the Senate, Mona Coleman, Bolivar.

Senator Schaaf introduced to the Senate, Dr. Steven Brushwood, Gower.

Senator Nasheed introduced to the Senate, Dr. Kelvin Adams and Richard Gaines, St. Louis Public School District.

Senator Libla introduced to the Senate, Roger Wheeler, Sr., Benny Wheeler and Diane Risner, Kennett.

Senator Holsman introduced to the Senate, his wife, Robyn, their son, Grant, and students from Red Bridge Elementary School; and Grant was made an honorary page.

Senator Richard introduced to the Senate, Destiny George, Autumn Achey and Hannah Crouch, Joplin; Ingrid Weaver, Liberty; Tori Goostree, Rocky Comfort; Rachel Lacey, Hallie Mitchell and Audrey Shockley, Exeter; and Ji-Sung Lee, Dharti Patel, Moy Zhong and Emily Oba, Columbia.

Senator Kraus introduced to the Senate, the Physician of the Day, Dr. Jon Patterson, Lee’s Summit.

Senator Riddle introduced to the Senate, Kerry Klump and members of the Troy Chamber of Commerce.

Senator Onder introduced to the Senate, Jack Elking, Anna Fernandez, Abby Fink, Ryan McGraw, Justin Kehoe, Jack Deters, Samantha Slaid, Ryan Monahan, Anna Kostecki, Maggie O’Toole, Bridget Morris, Graycen Hollowell, Garrett Willie, Zach Zoellner, and students of Immaculate Conception School, Dardenne Prairie.

Senator Schmitt introduced to the Senate, Gus Hattrich, Webster Groves.

On behalf of Senator Curls and himself, Senator Holsman introduced to the Senate, representatives of the Kansas City School District.

Senator Kehoe introduced to the Senate, Staff Sergeant Fred Marsh, and his son Nathaniel, Eugene.

On behalf of Senator Pearce, the President introduced to the Senate, Scott and Sarah Schmidt, Waverly.

Senator Sifton introduced to the Senate, members of UFCW Local 655, St. Louis.

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

SENATE CALENDAR

THIRTY-SECOND DAY—WEDNESDAY, MARCH 2, 2016

FORMAL CALENDAR

VETOED BILLS

SCR 46-Schmitt

SECOND READING OF SENATE BILLS

SB 1070-Romine	SB 1100-Silvey and Holsman
SB 1071-Hegeman	SB 1101-Silvey
SB 1072-Hegeman	SB 1102-Silvey
SB 1073-Brown	SB 1103-Schaefer
SB 1074-Schmitt	SB 1104-Schaefer
SB 1075-Wallingford	SB 1105-Schaefer
SB 1076-Parson	SB 1106-Schaefer
SB 1077-Parson	SB 1107-Riddle
SB 1078-Parson	SB 1108-Curls
SB 1079-Riddle	SB 1109-Hegeman
SB 1080-Schaefer	SB 1110-Brown
SB 1081-Schaefer	SB 1111-Brown
SB 1082-Cunningham	SB 1112-Richard
SB 1083-Wallingford	SB 1113-Schaaf
SB 1084-Pearce	SB 1114-Wallingford
SB 1085-Pearce	SB 1115-Emery
SB 1086-Holsman	SB 1116-Wasson
SB 1087-Romine, et al	SB 1117-Wasson
SB 1088-Schmitt	SB 1118-Schaaf
SB 1089-Onder	SB 1119-Pearce
SB 1090-Hegeman	SB 1120-Hegeman, et al
SB 1091-Riddle	SB 1121-Onder
SB 1092-Riddle	SB 1122-Schupp
SB 1093-Romine	SB 1123-Schupp
SB 1094-Kehoe	SB 1124-Brown
SB 1095-Wallingford	SB 1125-Chappelle-Nadal
SB 1096-Dixon and Keaveny	SB 1126-Chappelle-Nadal
SB 1097-Dixon	SB 1127-Chappelle-Nadal
SB 1098-Dixon	SB 1128-Riddle
SB 1099-Dixon	SB 1129-Riddle

SB 1130-Riddle	SB 1143-Romine
SB 1131-Sifton	SB 1144-Brown
SB 1132-Sifton	SB 1145-Nasheed
SB 1133-Sifton	SB 1146-Nasheed
SB 1134-Brown	SB 1147-Riddle
SB 1135-Cunningham	SB 1148-Schatz
SB 1136-Sater	SB 1149-Chappelle-Nadal
SB 1137-Sater	SB 1150-Pearce
SB 1138-Wallingford	SB 1151-Schaaf
SB 1139-Silvey and Holsman	SJR 41-Schmitt
SB 1140-Silvey	SJR 42-Emery
SB 1141-Silvey	SJR 43-Chappelle-Nadal
SB 1142-Wieland	

HOUSE BILLS ON SECOND READING

HCS for HB 1477	HCS for HBs 1780 & 1420
HCS for HB 1474	HB 1392-King
HCS for HB 1729	HCS for HB 1480
HB 1414-Houghton	HCS for HB 1850
HB 1588-Franklin	HCS for HB 1419
HB 1728-Reiboldt	HCS for HB 1613
HB 1565-Engler	HB 1721-Dugger
HCS for HB 1433	HCS for HB 1449
HCS for HB 2155	HCS for HB 1601
HCS for HB 1387	HB 1827-McGaugh
HCS for HB 1612	HCS for HB 1904
HCS for HB 1817	HB 2111-Eggleston
HCS for HB 1964	

THIRD READING OF SENATE BILLS

- | | |
|---|---|
| 1. SB 783-Onder (In Fiscal Oversight) | 9. SB 879-Brown (In Fiscal Oversight) |
| 2. SS for SB 732-Munzlinger
(In Fiscal Oversight) | 10. SCS for SBs 688 & 854-Romine
(In Fiscal Oversight) |
| 3. SB 641-Schatz (In Fiscal Oversight) | 11. SCS for SB 804-Onder |
| 4. SCS for SB 794-Wallingford
(In Fiscal Oversight) | 12. SCS for SBs 586 & 651-Wasson
(In Fiscal Oversight) |
| 5. SCS for SB 814-Wallingford, et al
(In Fiscal Oversight) | 13. SCS for SB 855-Pearce
(In Fiscal Oversight) |
| 6. SB 700-Schatz (In Fiscal Oversight) | 14. SB 997-Pearce (In Fiscal Oversight) |
| 7. SB 875-Schaefer (In Fiscal Oversight) | 15. SCS for SB 800-Sater, et al
(In Fiscal Oversight) |
| 8. SS for SB 799-Kraus (In Fiscal Oversight) | |

SENATE BILLS FOR PERFECTION

- | | |
|---|------------------------------------|
| 1. SB 676-Sater | 16. SB 618-Wallingford, with SCS |
| 2. SB 867-Sater | 17. SB 681-Cunningham |
| 3. SB 937-Wallingford | 18. SB 702-Munzlinger |
| 4. SB 861-Wieland, with SCS | 19. SB 1025-Kraus |
| 5. SB 785-Schaefer, with SCS | 20. SB 856-Silvey, with SCS |
| 6. SB 980-Keaveny, with SCS | 21. SB 988-Kraus |
| 7. SB 680-Emery | 22. SB 973-Wasson, with SCS |
| 8. SB 844-Parson | 23. SB 921-Riddle, with SCS |
| 9. SB 772-Onder, with SCS | 24. SB 801-Sater, with SCS |
| 10. SB 698-Hegeman, with SCS | 25. SB 964-Wallingford, with SCS |
| 11. SB 786-Kraus | 26. SB 986-Brown, with SCS |
| 12. SB 624-Libla | 27. SB 1002-Hegeman |
| 13. SB 590-Dixon, with SCS | 28. SB 898-Cunningham |
| 14. SBs 661, 726 & 741-Dixon, with SCS | 29. SBs 789 & 595-Wasson, with SCS |
| 15. SBs 588, 603 & 942-Dixon and Curls,
with SCS | 30. SB 659-Wasson |
| | 31. SB 575-Schaefer, with SCS |

HOUSE BILLS ON THIRD READING

- | | |
|---|---|
| HB 1631-Alferman, with SCS (Kraus)
(In Fiscal Oversight) | HJR 53-Dugger (Kraus) (In Fiscal Oversight) |
|---|---|

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|--|
| SB 580-Schaaf, with SCS & SA 2 (pending) | SB 816-Wieland, et al |
| SB 612-Cunningham | SB 825-Munzlinger, with SA 1 (pending) |
| SB 619-Wallingford | SB 916-Schaefer |
| SB 623-Libla | SB 919-Schmitt, with SCS, SS for SCS, SA 2
& SSA 1 for SA 2 (pending) |
| SB 644-Onder, with SCS | SJR 39-Onder and Emery |
| SB 706-Dixon | |
| SB 802-Sater | |

HOUSE BILLS ON THIRD READING

- | | |
|--|--|
| HB 1452-Hoskins, with SCS (Pearce) | HB 2203-Barnes, with SCS (pending) (Kehoe) |
| HB 1575-Rowden, with SCA 1 (Onder) | HB 2226-Barnes (Silvey) |
| 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

Reported 2/25

SB 994-Munzlinger
 SB 836-Wasson, with SCS
 SB 735-Dixon
 SB 897-Hegeman
 SB 888-Walsh
 SBs 905 & 992-Sifton, with SCS

SB 781-Schatz, with SCS
 SB 1009-Riddle, with SCS
 SB 909-Sater
 SB 852-Brown
 SB 625-Walsh

BILLS IN CONFERENCE AND BILLS
 CARRYING REQUEST MESSAGES

In Conference

HB 1979-Rowden, with SS for SCS, as
 amended (Onder)

HB 1983-Dogan, with SS for SCS, as
 amended (Munzlinger)

RESOLUTIONS

To be Referred

SCR 66-Schaefer
 SCR 67-Parson

SCR 68-Schupp

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