

Journal of the Senate

FIRST REGULAR SESSION

SIXTEENTH DAY—WEDNESDAY, FEBRUARY 1, 2017

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

Hear my cry, O God, and listen to my prayer.” (Psalm 61:1)

Almighty God, we call upon You and ask that You hear our prayers. We trust in Your presence in our lives. We remember the history of our ancestors and reflect on how they contributed to who we are today. We are thankful that we are now part of that history and making our own contributions. It is here that we can make a significant contribution to the promotion of justice that You require of us, so guide and help us provide such bills that are helpful in accomplishing this end. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for the previous day was read and approved.

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

Present—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Silvey	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 176, regarding Eugene Joseph “Gene” Hinrichs, Bridgeton, which was adopted.

Senator Schupp offered Senate Resolution No. 177, regarding Erwin Sigmund “Erv” Adam, Kirkwood, which was adopted.

Senator Sater offered Senate Resolution No. 178, regarding Madison Hicks, which was adopted.

Senator Kehoe offered Senate Resolution No. 179, regarding the Missouri Catholic Conference, which was adopted.

Senator Schupp offered Senate Resolution No. 180, regarding Lester Louis “Les” Dills, Overland, which was adopted.

CONCURRENT RESOLUTIONS

Senator Sater offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 13

Relating to the observance of Ronald Reagan Day in Missouri.

Whereas, President Ronald Wilson Reagan, a man of humble background, worked throughout his life serving freedom and advancing the public good, having been employed as an entertainer, Union leader, corporate spokesman, Governor of California, and President of the United States; and

Whereas, Ronald Reagan served with honor and distinction for two terms as the 40th President of the United States of America, the second of which he earned the confidence of 60% of the electorate and was victorious in 49 of the 50 states in the general election - a record unsurpassed in the history of American presidential elections; and

Whereas, in 1981, when Ronald Reagan was inaugurated President, he inherited a disillusioned nation shackled by rampant inflation and high unemployment; and

Whereas, during Mr. Reagan’s presidency, he worked in a bipartisan manner to enact his bold agenda of restoring accountability and common sense to government which led to an unprecedented economic expansion and opportunity for millions of Americans; and

Whereas, Mr. Reagan’s commitment to an active social policy agenda for the nation’s children helped lower crime and drug use in our neighborhoods; and

Whereas, President Reagan’s commitment to our armed forces contributed to the restoration of pride in America, her values and those cherished by the free world, and prepared America’s Armed Forces to meet 21st Century challenges; and

Whereas, President Reagan’s vision of “peace through strength” led to the end of the Cold War and the ultimate demise of the Soviet Union, guaranteeing basic human rights for millions of people; and

Whereas, February 6, 2017, will be the 106th anniversary of Ronald Reagan’s birth, and the twelfth since his passing:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, Ninety-ninth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby declare February 6th of each year to be “Ronald Reagan Day” in Missouri and urge all citizens of Missouri to recognize this event and participate fittingly in its observance; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 384—By Rowden.

An Act to repeal section 386.370, RSMo, and to enact in lieu thereof one new section relating to the

public service commission assessment to public utilities.

SB 385—By Rowden.

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to the disclosure of privileged information obtained during a peer support counseling session.

SB 386—By Wieland.

An Act to amend chapter 379, RSMo, by adding thereto two new sections relating to competition in the insurance market, with an effective date.

SB 387—By Curls.

An Act to repeal sections 197.300, 197.305, 197.310, 197.311, 197.312, 197.315, 197.316, 197.318, 197.320, 197.326, 197.327, 197.330, 197.366, and 197.367, RSMo, and to enact in lieu thereof fourteen new sections relating to long-term care certificates of need, with existing penalty provisions.

SB 388—By Curls.

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to dental faculty permits.

SB 389—By Sater.

An Act to repeal section 116.080, RSMo, and to enact in lieu thereof one new section relating to initiative petitions, with existing penalty provisions.

SB 390—By Emery.

An Act to repeal section 478.570, RSMo, and to enact in lieu thereof one new section relating to an additional circuit judge in the seventeenth judicial circuit.

MESSAGES FROM THE HOUSE

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

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 34**, entitled:

An Act to repeal sections 400.1-101, 400.1-102, 400.1-103, 400.1-105, 400.1-106, 400.1-107, 400.1-108, 400.1-201, 400.1-202, 400.1-203, 400.1-204, 400.1-205, 400.1-206, 400.1-207, 400.1-208, 400.7-102, 400.7-103, 400.7-104, 400.7-105, 400.7-201, 400.7-202, 400.7-203, 400.7-204, 400.7-205, 400.7-206, 400.7-207, 400.7-208, 400.7-209, 400.7-210, 400.7-301, 400.7-302, 400.7-303, 400.7-304, 400.7-305, 400.7-307, 400.7-308, 400.7-309, 400.7-401, 400.7-402, 400.7-403, 400.7-404, 400.7-501, 400.7-502, 400.7-503, 400.7-504, 400.7-505, 400.7-506, 400.7-507, 400.7-508, 400.7-509, 400.7-601, 400.7-602, 400.7-603, and 400.7-604, RSMo, and to enact in lieu thereof sixty-four new sections relating to the uniform commercial code.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 35**, entitled:

An Act to repeal section 577.037, RSMo, and to enact in lieu thereof one new section relating to the admission of chemical test results in intoxication-related proceedings, with an emergency clause.

Emergency Clause Adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

SENATE BILLS FOR PERFECTION

Senator Emery moved that **SB 31**, with **SS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SB 31** was again taken up.

Senator Wallingford assumed the Chair.

President Parson assumed the Chair.

Senator Emery moved that **SS** for **SB 31** be adopted, which motion prevailed on a standing division vote.

On motion of Senator Emery, **SS** for **SB 31** was declared perfected and ordered printed.

Senator Kraus moved that **SB 16**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 16**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 16

An Act to repeal sections 144.010 and 144.605, RSMo, and to enact in lieu thereof two new sections relating to sales and use taxes for delivery charges.

Was taken up.

Senator Kraus moved that **SCS** for **SB 16** be adopted.

Senator Kraus offered **SS** for **SCS** for **SB 16**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 16

An Act to repeal sections 144.010 and 144.605, RSMo, and to enact in lieu thereof two new sections relating to sales and use taxes for delivery charges.

Senator Kraus moved that **SS** for **SCS** for **SB 16** be adopted, which motion prevailed.

On motion of Senator Kraus, **SS** for **SCS** for **SB 16** was declared perfected and ordered printed.

On motion of Senator Kehoe, the Senate recessed until 6:00 p.m.

RECESS

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

REPORTS OF STANDING COMMITTEES

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 **SS** for **SB 31**, 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.

INTRODUCTIONS OF GUESTS

Senator Hegeman introduced to the Senate, the Physician of the Day, Dr. Patrick Harr, M.D., and his daughter, Traci Kennedy, Maryville.

Senator Kraus introduced to the Senate, representatives from Missouri credit unions.

Senator Richard introduced to the Senate, Nian Wheeler and Grace Carter, Joplin; Mackenzie McCance, Dixon; Tori Goostree, Rocky Comfort; Rachel Lacey, Hallie Mitchell and Audrey Shockley, Exeter; Catlin Crutsinger, Belle; Chloe Krause, Bland; and Greta McNamee and Amanda Kurukulasuriya, Columbia, representatives of the State Historical Society of Missouri's National History Day in Missouri.

Senator Richard introduced to the Senate, Brandon Jordon and Deven Kimsey.

Senator Cunningham introduced to the Senate, Hilary Perkins, Jason Ray, and members of the Missouri Chapter of the American Planning Association and the Southwest Missouri Council of Governments.

Senator Hoskins introduced to the Senate, Carol White, Felicia Farabee, Phyllis Domann, Michelle Gemes, Cheryl Yung and Kathy Tumlinson, representatives from Missouri credit unions.

President Parson introduced to the Senate, Ben Terrell, Truman State University.

Senator Hegeman introduced to the Senate, Ivan Kanak, Ivan Klippenstein and former State Senator Glen Klippenstein, Maysville.

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

SENATE CALENDAR

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SEVENTEENTH DAY—THURSDAY, FEBRUARY 2, 2017

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 329-Kehoe	SB 368-Rowden
SB 330-Munzlinger	SB 369-Rowden
SB 331-Hegeman	SB 370-Munzlinger
SB 332-Hegeman	SB 371-Schaaf
SB 333-Schaaf	SB 372-Hegeman
SB 334-Sater	SB 373-Curls
SB 335-Hoskins	SB 374-Hummel
SB 336-Wieland	SB 375-Hoskins
SB 337-Wieland	SB 376-Hoskins
SB 338-Schupp, et al	SB 377-Wallingford
SB 339-Schupp	SB 378-Wallingford
SB 340-Schupp	SB 379-Schatz
SB 341-Nasheed	SB 380-Riddle
SB 342-Holsman	SB 381-Riddle
SB 343-Libla	SB 382-Riddle and Munzlinger
SB 344-Nasheed	SB 383-Eigel and Wieland
SB 345-Nasheed	SB 384-Rowden
SB 346-Schaaf	SB 385-Rowden
SB 347-Kraus	SB 386-Wieland
SB 348-Wasson	SB 387-Curls
SB 349-Wasson	SB 388-Curls
SB 350-Walsh	SB 389-Sater
SB 351-Sifton	SB 390-Emery
SB 352-Sifton	SJR 1-Schaaf
SB 353-Wallingford	SJR 2-Schaaf
SB 354-Rowden	SJR 3-Schaaf
SB 355-Romine	SJR 4-Chappelle-Nadal
SB 356-Romine	SJR 5-Emery
SB 357-Wieland	SJR 6-Emery
SB 358-Wieland	SJR 7-Silvey
SB 359-Hoskins	SJR 8-Romine
SB 360-Hoskins, et al	SJR 9-Romine
SB 361-Hummel	SJR 10-Holsman
SB 362-Hummel	SJR 11-Hegeman
SB 363-Chappelle-Nadal	SJR 12-Eigel
SB 364-Munzlinger	SJR 13-Emery
SB 365-Curls	SJR 14-Kraus
SB 366-Koenig	SJR 15-Rizzo
SB 367-Rowden	SJR 16-Munzlinger

HOUSE BILLS ON SECOND READING

HCS for HBs 91, 42, 131, 265 & 314
HCS for HB 130

HB 34-Plocher
HB 35-Plocher

THIRD READING OF SENATE BILLS

SS for SB 31-Emery

SENATE BILLS FOR PERFECTION

SB 182-Onder
SB 5-Richard
SB 237-Rowden, with SCS
SB 45-Romine

SB 113-Schatz, with SCS
SBs 37 & 244-Silvey, with SCS
SB 74-Schaaf, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 21-Brown

RESOLUTIONS

To be Referred

SCR 13-Sater

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