

Journal of the Senate

FIRST REGULAR SESSION

TWENTY-EIGHTH DAY—WEDNESDAY, FEBRUARY 22, 2017

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“Happy are they who make the Lord their trust,..” (Psalm 40:4a)

O God, You have shown through the ages that You desire what is best for Your children and teach us to trust always in You. Remind us daily of Your faithfulness so we are never hesitant to call out to You. And Lord, heal our divisions and grant us to be one spirit in serving Your people. 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	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 Schaaf offered Senate Resolution No. 320, regarding Alex Hall, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 321, regarding the Twenty-fifth Wedding Anniversary of Mike and Becky Cotton, Forest City, which was adopted.

Senator Munzlinger offered Senate Resolution No. 322, regarding Virgil N. Walker, Canton, which was adopted.

Senator Hoskins offered Senate Resolution No. 323, regarding Sky Donovan Roberson, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 324, regarding Imogene Elizabeth Turner Talbert, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 325, regarding Ida M. Harris, Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 326, regarding Cecil Henry, Sr., Warrensburg, which was adopted.

Senator Hoskins offered Senate Resolution No. 327, regarding Demetrius Leroy James, Jr., Warrensburg, which was adopted.

INTRODUCTION OF BILLS

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

SB 453—By Sater.

An Act to repeal section 59.800, RSMo, and to enact in lieu thereof one new section relating to county recording fees.

SB 454—By Hoskins.

An Act to repeal sections 334.700, 334.702, 334.704, 334.706, 334.708, 334.710, 334.712, 334.715, 334.717, 334.719, 334.721, and 334.725, RSMo, and to enact in lieu thereof thirteen new sections relating to the licensure of athletic trainers, with penalty provisions.

SB 455—By Rowden.

An Act to repeal section 334.735, RSMo, and to enact in lieu thereof one new section relating to physician assistants.

SB 456—By Rowden.

An Act to repeal sections 201.030 and 201.040, RSMo, and to enact in lieu thereof three new sections relating to healthcare for persons with disabilities.

SB 457—By Eigel.

An Act to repeal sections 227.290, 230.110, and 230.250, RSMo, and to enact in lieu thereof five new sections relating to the state highway system.

SJR 18—By Curls.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 3 of article XIII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to periodic cost-of-living adjustments appropriated by the general assembly.

REFERRALS

President Pro Tem Richard referred **SR 305** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

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 **SCS** for **SB 113**, 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 2:00 p.m.

RECESS

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

SENATE BILLS FOR PERFECTION

Senator Silvey moved that **SB 37** and **SB 244**, with **SCS**, be taken up for perfection, which motion prevailed.

Senator Silvey requested unanimous consent that he be allowed to live stream his opening remarks, which request was granted.

SCS for **SBs 37** and **244**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 37 and 244

An Act to repeal sections 302.065, 302.183, and 302.189, RSMo, and to enact in lieu thereof one new section relating to driver's licenses compliant with the federal REAL ID Act of 2005, with an emergency clause.

Was taken up.

Senator Silvey moved that **SCS** for **SBs 37** and **244** be adopted.

Senator Silvey offered **SS** for **SCS** for **SBs 37** and **244**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 37 & 244

An Act to repeal sections 302.065, 302.183, and 302.189, RSMo, and to enact in lieu thereof one new section relating to driver's licenses compliant with the federal REAL ID Act of 2005, with an emergency clause.

Senator Silvey moved that **SS** for **SCS** for **SBs 37** and **244** be adopted.

Senator Hegeman assumed the Chair.

President Parson assumed the Chair.

President Pro Tem Richard assumed the Chair.

President Parson assumed the Chair.

Senator Kraus offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 37 and 244, Page 8, Section 302.170, Line 10 of said page, by inserting immediately after said line the following:

“302.185. In the event that a license issued under sections 302.010 to 302.780 shall be lost or destroyed or when a veteran seeks a veteran designation under section 302.188 prior to the expiration of a license, but not where a license has been suspended, taken up, revoked, disqualified, or deposited in lieu of bail, hereinafter provided, the person to whom the license as was issued may obtain a duplicate license upon furnishing proper identification and satisfactory proof to the director or his authorized license agents that the license has been lost or destroyed, and upon payment of a fee of fifteen dollars for a duplicate license if the person transports persons or property as classified in section 302.015, and a fee of seven dollars and fifty cents for all other duplicate classifications of license. **The department of revenue shall not collect a duplicate license fee for issuance of a REAL ID compliant driver's license or identification card.**”; and

Further amend the title and enacting clause accordingly.

Senator Kraus moved that the above amendment be adopted.

Senator Riddle assumed the Chair.

At the request of Senator Silvey, **SB 37** and **SB 244**, with **SCS**, **SS** for **SCS**, and **SA 1** (pending), was placed on the Informal Calendar.

President Parson assumed the Chair.

Senator Riddle assumed the Chair.

President Parson assumed the Chair.

Senator Schaaf moved that **SB 74**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 74**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 74

An Act to repeal section 195.050, RSMo, and to enact in lieu thereof twelve new sections relating to a prescription drug monitoring program, with penalty provisions.

Was taken up.

Senator Schaaf moved that **SCS** for **SB 74** be adopted.

Senator Schaaf offered **SS** for **SCS** for **SB 74**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 74

An Act to repeal section 195.050, RSMo, and to enact in lieu thereof twelve new sections relating to a prescription drug monitoring program, with penalty provisions.

Senator Schaaf moved that **SS** for **SCS** for **SB 74** be adopted.

Senator Schaaf offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 74, Page 11, Section 195.459, Line 26, by inserting immediately after the number “195.456,” the following: “**and except for**”.

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 Senate Bill No. 74, Page 6, Section 195.453, Line 9 of said page, by inserting after “PDMP.” the following: “**No vendor that has had any data breach, data compromise, data hack, or any other data insecurity in any database the vendor has run, established, or maintained, either in-state or out-of-state, shall be awarded a contract under this section.**”.

Senator Munzlinger moved that the above amendment be adopted.

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

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

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 74, Page 6, Section 195.453, Line 9 of said page, by inserting after “PDMP.” the following: “**No vendor that has had any data breach, data compromise, data hack, or any other data insecurity in any database the vendor has run, established, or maintained, either in-state or out-of-state, shall be awarded a contract under this section. Any vendor that has been awarded a contract under this section and has any such data breach, compromise, hack, or insecurity of the PDMP it maintains under sections 195.450 to 195.471 shall be in breach of contract and such contract shall be terminated.**”.

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

Senator Emery offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 74, Page 12, Section 195.459, Line 26, by inserting after all of said line the following:

“4. All prescribers who choose, or are required, to submit prescription information under the provisions of subsection 5 of section 195.453 shall have a prominently posted sign in bold letters stating “ALL CONTROLLED SUBSTANCE PRESCRIPTIONS SHALL BE REPORTED TO THE BUREAU OF NARCOTICS AND DANGEROUS DRUGS AND SCREENED FOR VIOLATIONS”.”

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

Senator Schaaf moved that **SS** for **SCS** for **SB 74**, as amended, be adopted, which motion prevailed.

Senator Schaaf requested a roll call vote be taken on the perfection of **SS** for **SCS** for **SB 74**, as amended, and was joined in his request by Senators Emery, Koenig, Onder and Sifton.

On motion of Senator Schaaf, **SS** for **SCS** for **SB 74**, as amended, was declared perfected and ordered printed by the following vote:

YEAS—Senators

Brown	Cunningham	Dixon	Hegeman	Holsman	Hummel	Kehoe
Libla	Munzlinger	Richard	Riddle	Rizzo	Romine	Rowden
Schaaf	Schatz	Sifton	Silvey	Wallingford	Wasson—20	

NAYS—Senators

Chappelle-Nadal	Curls	Eigel	Emery	Hoskins	Koenig	Kraus
Nasheed	Onder	Sater	Schupp	Walsh	Wieland—13	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

February 21, 2017

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Craig D. Frazier, Republican, 704 South Hickory Terrace, Springfield, Greene County, Missouri 65809, as a member of the Missouri State University Board of Governors, for a term ending January 1, 2023, and until his successor is duly appointed and qualified; vice, Lloyd Joseph Carmichael, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

February 21, 2017

To the Senate of the 99th General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Carol Silvey, Independent, 1040 Circle Drive, West Plains, Howell County, Missouri 65575, as a member of the Missouri State University Board of Governors, for a term ending January 1, 2023, and until her successor is duly appointed and qualified; vice, Peter W. Hofherr, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

President Pro Tem Richard referred the above appointments to the Committee on Gubernatorial Appointments.

RESOLUTIONS

Senator Nasheed offered Senate Resolution No. 328, regarding Saint Louis Treatment Court, which was adopted.

Senator Hegeman offered Senate Resolution No. 329, regarding Jake Wolfe, Smithville, which was adopted.

Senator Hegeman offered Senate Resolution No. 330, regarding Destiny Adams, Kearney, which was adopted.

Senator Kraus offered Senate Resolution No. 331, regarding Sophie Schooley, Lee's Summit, which was adopted.

Senator Kraus offered Senate Resolution No. 332, regarding Paige Maxwell, Lee's Summit, which was adopted.

Senator Sater offered Senate Resolution No. 333, regarding the One Hundredth Birthday of Elizabeth Bourey, Neosho, which was adopted.

Senator Sater offered Senate Resolution No. 334, regarding Julie Vasquez, which was adopted.

Senator Hegeman offered Senate Resolution No. 335, regarding Karma J. Metzgar, Mound City, which was adopted.

Senator Wallingford offered Senate Resolution No. 336, regarding Kate Zibluk, Cape Girardeau, which was adopted.

Senator Hummel offered Senate Resolution No. 337, regarding Elysse Price, Saint Louis, which was adopted.

Senator Walsh offered Senate Resolution No. 338, regarding Michael J. Pendergast, St. Louis, which was adopted.

INTRODUCTION OF GUESTS

Senator Silvey introduced to the Senate, Janae Staicer, Coro Fellow, St. Louis.

Senator Nasheed introduced to the Senate, Sarah Cornet, Coro Fellow, St. Louis.

Senator Schupp introduced to the Senate, Kevin Hutchins, Coro Fellow, St. Louis.

Senator Eigel introduced to the Senate, Courtney Tine, Tiffany Jackson, Megan Herman, Miriam Wetter, Linda Ponzar, Barbara Kellams and Cherie Posley, representatives of the Missouri Alzheimer's Association, St. Charles County.

Senator Holsman introduced to the Senate, Elizabeth Sellers, Kansas City; and Caroline Allen, Belton.

Senator Libla introduced to the Senate, Jorge Rodriguez, Coro Fellow, Berkeley, California.

Senator Sater introduced to the Senate, Sheila Thomas, Walnut Shade.

Senator Riddle introduced to the Senate, Melanie Cook, Brooke Simpson, Shelby Hall, Alli Fort, Bailey Gorrell, Devin Hopson, Kendall Love and Cynthai Fague.

Senator Riddle introduced to the Senate, Hillary Williams, Mexico.

Senator Schaaf introduced to the Senate, Marci Bennett, St. Joseph.

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

SENATE CALENDAR

TWENTY-NINTH DAY—THURSDAY, FEBRUARY 23, 2017

FORMAL CALENDAR**SECOND READING OF SENATE BILLS**

SB 423-Sater	SB 435-Cunningham
SB 424-Holsman	SB 436-Curls
SB 425-Sifton	SB 437-Holsman
SB 426-Wasson	SB 438-Holsman
SB 427-Wasson	SB 439-Riddle
SB 428-Eigel	SB 440-Brown
SB 429-Rowden	SB 441-Hegeman
SB 430-Cunningham	SB 442-Hegeman
SB 431-Emery	SB 443-Chappelle-Nadal
SB 432-Koenig	SB 444-Rowden
SB 433-Sater	SB 445-Rowden
SB 434-Sater	SB 446-Rowden

SB 447-Rowden
SB 448-Emery
SB 449-Wieland
SB 450-Wieland
SB 451-Nasheed
SB 452-Hoskins

SB 453-Sater
SB 454-Hoskins
SB 455-Rowden
SB 456-Rowden
SB 457-Eigel
SJR 18-Curls

HOUSE BILLS ON SECOND READING

HCS for HB 57
HCS for HBs 302 & 228
HCS for HB 230
HB 126-Vescovo
HB 85-Redmon

HCS for HB 427
HB 336-Shull
HB 58-Haefner
HCS for HB 422
HCS for HBs 337, 259 & 575

THIRD READING OF SENATE BILLS

SB 45-Romine

SS for SCS for SB 113-Schatz

SENATE BILLS FOR PERFECTION

1. SB 43-Romine, with SCS
2. SB 66-Schatz, with SCS
3. SB 189-Kehoe, with SCS
4. SB 28-Sater, with SCS
5. SB 139-Sater, with SCS
6. SB 20-Brown
7. SB 6-Richard, with SCS
8. SB 11-Wasson, with SCS
9. SB 228-Koenig
10. SB 62-Hegeman
11. SBs 314 & 340-Schatz and Nasheed,
with SCS
12. SB 34-Cunningham
13. SB 65-Schatz
14. SB 185-Onder, et al, with SCS
15. SB 10-Wasson and Richard, with SCS
16. SB 199-Wasson
17. SB 349-Wasson
18. SB 293-Romine
19. SB 190-Emery and Nasheed, with SCS
20. SB 184-Emery

21. SB 22-Chappelle-Nadal
22. SB 32-Emery, with SCS
23. SB 258-Munzlinger
24. SB 259-Munzlinger
25. SB 260-Munzlinger
26. SB 261-Munzlinger
27. SB 262-Munzlinger
28. SB 213-Rowden, with SCS
29. SB 123-Munzlinger
30. SB 283-Hegeman
31. SB 284-Hegeman, with SCS
32. SB 124-Wasson
33. SB 35-Cunningham
34. SB 114-Schatz
35. SB 247-Kraus, with SCS
36. SB 325-Kraus
37. SBs 285 & 17-Koenig, with SCS
38. SB 160-Sater, with SCS
39. SB 41-Wallingford and Emery
40. SB 67-Onder, et al
41. SB 195-Koenig

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| 42. SB 18-Kraus | 58. SB 176-Dixon |
| 43. SB 290-Schatz, with SCS | 59. SB 13-Dixon |
| 44. SB 330-Munzlinger | 60. SB 177-Dixon, with SCS |
| 45. SBs 44 & 63-Romine, with SCS | 61. SB 68-Onder and Nasheed |
| 46. SB 328-Romine, with SCS | 62. SB 126-Wasson |
| 47. SB 188-Munzlinger, with SCS | 63. SB 221-Riddle |
| 48. SB 102-Cunningham, with SCS | 64. SB 83-Dixon |
| 49. SB 303-Wieland, with SCS | 65. SB 99-Emery |
| 50. SB 49-Walsh, with SCS | 66. SB 171-Dixon and Sifton, with SCS |
| 51. SB 147-Romine | 67. SB 158-Dixon |
| 52. SJR 9-Romine, with SCS | 68. SB 157-Dixon, with SCS |
| 53. SB 122-Munzlinger, with SCS | 69. SB 81-Dixon |
| 54. SB 227-Koenig, with SCS | 70. SB 178-Dixon |
| 55. SB 210-Onder, with SCS | 71. SB 204-Sifton |
| 56. SB 220-Riddle, with SCS | 72. SB 84-Kraus, with SCS |
| 57. SB 97-Sater, with SCS | 73. SB 163-Romine |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--------------|---------------------------------------|
| SB 5-Richard | SBs 37 & 244-Silvey, with SCS, SS for |
| SB 21-Brown | SCS & SA 1 (pending) |

CONSENT CALENDAR

Senate Bills

Reported 2/16

- | | |
|----------------------------------|-------------------------------------|
| SB 309-Walsh and Onder, with SCS | SB 322-Wieland and Romine, with SCS |
| SB 229-Riddle, with SCS | SB 217-Nasheed, with SCS |
| SB 50-Walsh | SB 326-Kraus |
| SB 194-Wallingford | SB 252-Dixon, with SCS |
| SB 25-Curls | SB 128-Dixon, with SCS |
| SB 225-Schatz | SB 299-Curls |

RESOLUTIONS

- SR 197-Richard

