

Journal of the Senate

FIRST REGULAR SESSION

FIFTY-THIRD DAY—WEDNESDAY, APRIL 12, 2017

The Senate met pursuant to adjournment.

President Pro Tem Richard in the Chair.

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 was referred **SB 376**, 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.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 2** for **SCS** for **SB 313**, begs leave to report that it has examined the same and finds that the bill has been truly re-perfected and that the printed copies furnished the Senators are correct.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCS** for **SB 88**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

Senator Kehoe assumed the Chair.

REFERRALS

President Pro Tem Richard referred **SS No. 2** for **SCS** for **SB 313** to the Committee on Fiscal Oversight.

On motion of Senator Richard, the Senate recessed until 2:00 p.m.

RECESS

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

Reverend Carl Gauck offered the following prayer:

“For you have not received the spirit of bondage, whereby we cry, Abba, Father.” (Romans 8:5)

Heavenly Father: Let us never be afraid to kneel before You and confess our need of Your help and forgiveness. In times of sorrow and hurts, troubles and heartaches and especially those times we have failed You, help us to remember that You are truly our father and we are Your children. Let us with boldness and confidences ask, as dear children, to trust always in Your love and mercy and find grace in times of need. And may we love You with childlike affection all the days of our lives. 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 Walsh offered Senate Resolution No. 713, regarding Mark Schmidt, Florissant, which was adopted.

Senator Richard offered Senate Resolution No. 714, regarding Mary Westermier, Sedalia, which was adopted.

Senator Richard offered Senate Resolution No. 715, regarding Robert L. Coleman, El Dorado Springs, which was adopted.

Senator Richard offered Senate Resolution No. 716, regarding Kenneth Ramsey, Bolivar, which was adopted.

Senator Schaaf offered Senate Resolution No. 717, regarding G. Sally Hoehn, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 718, regarding Joseph Pepper, Weston, which was adopted.

Senator Libla offered Senate Resolution No. 719, regarding Suellen Fenton, Charleston, which was adopted.

Senator Libla offered Senate Resolution No. 720, regarding Carl Heuser, Poplar Bluff, which was adopted.

Senator Libla offered Senate Resolution No. 721, regarding Nell Allgood, Kennett, which was adopted.

Senator Libla offered Senate Resolution No. 722, regarding Barbara J. Haubold, RN, Bertrand, which was adopted.

The Senate observed a moment of silence for the employees and families of those injured in the Lake City Army Ammunition Plant explosion.

Senator Cunningham requested unanimous consent of the Senate that **SB 373** be returned by the Committee on Fiscal Oversight as it was inadvertently referred to such committee, which request was granted.

THIRD READING OF SENATE BILLS

SS for **SB 22**, introduced by Senator Chappelle-Nadal, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 22

An Act to repeal section 441.236, RSMo, and to enact in lieu thereof five new sections relating to contaminated homes, with a penalty provision and an emergency clause.

Was taken up.

Senator Kehoe requested unanimous consent of the Senate for members of Platte County Law Enforcement to enter the Chamber with side arms, which request was granted.

On motion of Senator Chappelle-Nadal, **SS** for **SB 22** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Riddle	Rizzo	Romine	Rowden
Schaaf	Schatz	Schupp	Sifton	Silvey	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Kraus	Richard	Sater—3
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schupp	Sifton	Silvey	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Kraus	Richard—2
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Absent—Senator Schatz—1

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Chappelle-Nadal, title to the bill was agreed to.

Senator Chappelle-Nadal moved that the vote by which the bill passed be reconsidered.

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

CONCURRENT RESOLUTIONS

Senator Wallingford moved that **SCR 21** be taken up for adoption, which motion prevailed.

On motion of Senator Wallingford, **SCR 21** was adopted by the following vote:

YEAS—Senators

Brown	Cunningham	Curls	Dixon	Eigel	Emery	Hegeman
Holsman	Hoskins	Hummel	Kehoe	Koenig	Kraus	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Schaaf	Schatz	Silvey	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Schupp	Sifton—2
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Absent—Senators

Chappelle-Nadal	Sater—2
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Absent with leave—Senators—None

Vacancies—1

SCR 14, introduced by Senator Hoskins, entitled:

Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

Was taken up.

On motion of Senator Hoskins, **SCR 14** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Eigel	Hegeman	Holsman	Hoskins
Kehoe	Kraus	Libla	Onder	Richard	Riddle	Rowden
Sater	Sifton	Wallingford	Wasson	Wieland—19		

NAYS—Senators

Curls	Dixon	Emery	Hummel	Koenig	Munzlinger	Nasheed
Rizzo	Romine	Schaaf	Schatz	Schupp	Silvey	Walsh—14

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Hoskins, title to the concurrent resolution was agreed to.

Senator Hoskins moved that the vote by which the concurrent resolution passed be reconsidered.

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

SCR 9, introduced by Senator Holsman, entitled:

Relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which regulate elections.

Was taken up.

Senator Silvey offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Concurrent Resolution No. 9, as it appears on Page 142 of the Senate Journal for Thursday, January 19, 2017, Line 36 of the Senate Journal page, by striking the following: “, and desires that said convention should be so limited”; and further amend said resolution, line, and journal page, by inserting after all of said line the following:

“Whereas, the Missouri General Assembly perceives the need for an amendments convention in order to restore transparency to our elections by proposing an amendment to the federal Constitution that will permanently impose transparency in the contributions and expenditures being made by entities engaged in electioneering activities, including all organizations organized as nonprofit organizations and that are exempt from taxation under Section 501(c)4 of the Internal Revenue Code and desires that said convention should be so limited; and”; and

Further amend said journal, page 143, line 6 of said page, by striking all of said line and inserting in lieu thereof the following: **“that will restore free, fair, and transparent elections as described herein; and”**.

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

On motion of Senator Holsman, **SCR 9**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cunningham	Curls	Holsman	Hoskins	Kehoe
Koenig	Libla	Nasheed	Rizzo	Romine	Schaaf	Schupp
Sifton	Silvey	Wallingford	Walsh	Wieland—19		

NAYS—Senators

Dixon	Eigel	Emery	Hegeman	Kraus	Munzlinger	Onder
Richard	Riddle	Rowden	Schatz	Wasson—12		

Absent—Senators

Hummel	Sater—2
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Absent with leave—Senators—None

Vacancies—1

The President declared the concurrent resolution passed.

On motion of Senator Holsman, title to the concurrent resolution was agreed to.

Senator Holsman moved that the vote by which the concurrent resolution passed be reconsidered.

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

SCR 4, introduced by Senator Kehoe, entitled:

Relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which place limits on the federal government.

Was taken up.

Senator Schaaf requested a division of the question on **SCR 4**, that Part I consist of the last clause of the sixth paragraph, “and limit the terms of office for its officials and members of Congress”, and Part II would consist of the remainder of the Concurrent Resolution.

Senator Kehoe raised the point of order that pursuant to Senate Rule 82, **SCR 4** cannot be divided. The point of order was referred to the President Pro Tem who took it under advisement, which placed **SCR 4** back on the Calendar.

RESOLUTIONS

Senator Holsman offered Senate Resolution No. 723, regarding Thomas M. Platt, Kansas City, which was adopted.

Senator Kehoe offered Senate Resolution No. 724, regarding Barbara Huse, Belle, which was adopted.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

April 12, 2017

Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Executive Order 17-11, I hereby appoint the following to The Boards and Commissions Task Force:

Senator Jeanie Riddle
Senator Jacob Hummel
Heidi Kolkmeier

Sincerely,



Ron Richard
President Pro Tem

Also,

April 12, 2017

Ms. Adriane Crouse
Secretary of the Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to Section 191.853 of the Missouri Statute I hereby appoint the following senator to the Missouri Assistive Technology Advisory Council.

Senator Jill Schupp

Sincerely,



Ron Richard
President Pro Tem

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, Calvin Groose, Olean.

Senator Holsman introduced to the Senate, Tonya Wells, Emily Brzozowski, Jim Turner, Sara Campbell and Karen Williams, representatives of Sierra Club Legislative Day.

Senator Schatz introduced to the Senate, representatives of Missouri One Call.

Senator Silvey introduced to the Senate, foreign exchange students from Winnetonka High School, Kansas City.

Senator Kehoe introduced to the Senate, Tom and Brenda Kolb, Jefferson City.

Senator Wasson introduced to the Senate, the Physician of the Day, Dr. Bill Reynolds, and his wife, Julie, Nixa.

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

SENATE CALENDAR

FIFTY-FOURTH DAY—THURSDAY, APRIL 13, 2017

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SB 204-Sifton (In Fiscal Oversight)	SS#2 for SCS for SB 313-Koenig
SB 99-Emery (In Fiscal Oversight)	(In Fiscal Oversight)
SB 373-Curls	SCS for SB 88-Brown
SB 376-Hoskins	

SENATE BILLS FOR PERFECTION

SB 469-Schatz	SB 451-Nasheed
SB 517-Wasson	SB 419-Riddle
SB 435-Cunningham, with SCS	SB 264-Dixon

HOUSE BILLS ON THIRD READING

HB 288-Fitzpatrick (Kehoe)	HCS for HBs 90 & 68 (Schatz)
	(In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 5-Richard	SBs 44 & 63-Romine, with SCS
SB 6-Richard, with SCS	SB 46-Libla, with SCS
SB 13-Dixon	SB 49-Walsh, with SCS
SB 20-Brown	SB 61-Hegeman, with SCS
SB 21-Brown	SB 67-Onder, et al, with SS, SA 1 &
SB 28-Sater, with SCS (pending)	SSA 1 for SA 1 (pending)
SB 32-Emery, with SCS	SB 68-Onder and Nasheed
SBs 37 & 244-Silvey, with SCS, SS for	SB 76-Munzlinger
SCS & SA 1 (pending)	SB 80-Wasson, with SCS
SB 41-Wallingford and Emery, with SS,	SB 81-Dixon
SA 1 & SA 1 to SA 1 (pending)	SB 83-Dixon

SB 85-Kraus, with SCS
SB 96-Sater and Emery
SB 97-Sater, with SCS
SB 102-Cunningham, with SCS
SB 103-Wallingford
SB 109-Holsman, with SCS
SB 115-Schupp, with SCS
SB 117-Schupp, with SCS
SB 122-Munzlinger, with SCS
SB 123-Munzlinger
SB 126-Wasson
SB 129-Dixon and Sifton, with SCS
SB 130-Kraus, with SCS
SB 133-Chappelle-Nadal
SB 138-Sater
SB 141-Emery
SB 142-Emery
SB 144-Wallingford
SB 145-Wallingford, with SCS
SB 147-Romine
SB 156-Munzlinger, with SCS
SB 157-Dixon, with SCS
SB 158-Dixon
SB 163-Romine
SB 169-Dixon, with SCS
SB 171-Dixon and Sifton, with SCS
SB 176-Dixon
SB 177-Dixon, with SCS
SB 178-Dixon
SB 180-Nasheed, with SCS
SB 183-Hoskins, with SCS
SB 184-Emery, with SS (pending)
SB 185-Onder, et al, with SCS
SB 188-Munzlinger, with SCS
SB 189-Kehoe, with SCS
SB 190-Emery, with SCS & SS#2 for SCS
(pending)
SB 196-Koenig
SB 199-Wasson
SB 200-Libla
SB 201-Onder, with SCS
SB 203-Sifton, with SCS
SB 207-Sifton
SB 209-Wallingford
SB 210-Onder, with SCS
SB 220-Riddle, with SCS & SS for SCS
(pending)
SB 221-Riddle
SB 223-Schatz, with SCS
SB 227-Koenig, with SCS
SB 228-Koenig, with SS & SA 1 (pending)
SB 230-Riddle
SB 232-Schatz
SB 233-Wallingford
SB 234-Libla, with SCS
SB 239-Rowden, with SCS
SB 242-Emery, with SCS
SB 243-Hegeman
SB 247-Kraus, with SCS
SB 250-Kehoe
SB 252-Dixon, with SCS
SB 258-Munzlinger
SB 259-Munzlinger
SB 260-Munzlinger
SB 261-Munzlinger
SB 262-Munzlinger
SB 263-Riddle
SB 267-Schatz, with SCS
SB 271-Wasson and Richard, with SCS
SB 280-Hoskins, with SCS
SB 284-Hegeman, with SCS
SBs 285 & 17-Koenig, with SCS
SB 286-Rizzo
SB 290-Schatz, with SCS
SB 295-Schaaf, with SCS
SB 298-Curls
SB 303-Wieland, with SCS
SB 311-Wasson, with SCS
SBs 314 & 340-Schatz, et al, with SCS
SB 316-Rowden, with SCS
SB 325-Kraus
SBs 327, 238 & 360-Romine, with SCS
SB 328-Romine, with SCS & SA 3 (pending)
SB 330-Munzlinger
SB 331-Hegeman
SB 333-Schaaf, with SCS
SB 336-Wieland
SB 348-Wasson, with SA 1 (pending)

SB 349-Wasson	SB 418-Hegeman, with SCS
SB 358-Wieland	SB 422-Cunningham, with SCS
SB 362-Hummel	SB 426-Wasson, with SCS
SB 368-Rowden	SB 427-Wasson
SB 371-Schaaf, with SA 2 & SSA 1 for SA 2 (pending)	SB 430-Cunningham, with SCS
SB 378-Wallingford	SB 433-Sater, with SCS
SB 379-Schatz	SB 442-Hegeman
SB 381-Riddle	SB 445-Rowden
SB 383-Eigel and Wieland	SB 448-Emery
SB 384-Rowden, with SCS	SB 468-Hegeman
SB 389-Sater, with SCS	SB 475-Schatz
SB 391-Munzlinger	SB 485-Hoskins
SB 392-Holsman	SB 490-Schupp
SB 406-Wasson and Sater	SB 526-Brown
SB 409-Koenig	SJR 9-Romine, with SCS
SB 410-Schatz	SJR 11-Hegeman, with SCS
SB 413-Munzlinger	SJR 12-Eigel
	SJR 17-Kraus

HOUSE BILLS ON THIRD READING

HB 34-Plocher (Dixon)	HCS for HB 292, with SCS (Cunningham)
HB 35-Plocher (Dixon)	HCS for HBs 302 & 228, with SCS (Schatz)
HB 51-Andrews, with SCS (Hegeman)	HB 336-Shull (Rowden)
HCS for HB 66, with SCS (Sater)	HCS for HBs 337, 259 & 575 (Schatz)
HB 85-Redmon, with SCS (Hegeman)	HCS for HBs 339 & 714, with SCS (Rowden)
HCS for HBs 91, 42, 131, 265 & 314 (Brown)	HCS for HB 427, with SCS (Kehoe)
HB 93-Lauer, with SCS (Wasson)	HCS for HB 451 (Wasson)
HB 95-McGaugh (Emery)	HCS for HB 460 (Munzlinger)
HB 104-Love (Brown)	HB 461-Kolkmeier (Munzlinger)
HCS for HB 115, with SCS (Wasson)	HB 462-Kolkmeier (Munzlinger)
HCS for HBs 190 & 208 (Eigel)	HB 655-Engler (Dixon)
HB 207-Fitzwater (Romine)	HCS for HBs 1194 & 1193 (Hegeman)
HB 251-Taylor, with SCS, SS for SCS, SA 2 & SA 3 to SA 2 (pending) (Onder)	HCB 3-Fitzpatrick (Koenig)

RESOLUTIONS

SR 197-Richard

Reported from Committee

SCR 4-Kehoe, with point of order
(pending)

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