

Journal of the Senate

SECOND REGULAR SESSION

FORTY-NINTH DAY—THURSDAY, APRIL 5, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“Draw near to God and he will draw near to you.” (James 4:8)

Heavenly Father, there are so many ways that You have given us to draw near to You and experience the connection You have with us, in our rooms, in our offices and even during breakfast. Help us always keep a special time with You so we may recharge and truly hear Your word and understand Your instructions for us and the purpose for which You have given us the talents and skills we possess. May we be mindful of our responsibilities in all we do this day even as we return to those You have given us to love. 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	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe
Koenig	Libla	Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf	Schatz	Schupp
Sifton	Wallingford	Walsh	Wasson	Wieland—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Richard offered Senate Resolution No. 1618, regarding Karen Maturino, Joplin, which was adopted.

Senator Sater offered Senate Resolution No. 1619, regarding the Fiftieth Wedding Anniversary of Richard and Sandy Huston, which was adopted.

Senator Sater offered Senate Resolution No. 1620, regarding Rick Flynn, Noel, which was adopted.

Senator Sater offered Senate Resolution No. 1621, regarding Crissy Carsten, Marionville, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SS** for **SCS** for **SB 966**; **SJR 25**; and **SS** for **SCS** for **HB 1350**, begs leave to report that it has considered the same and recommends that the bills and joint resolution do pass.

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointment, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Ron T. Darrah and Fred R. Kostecki, as members of the Missouri State Board of Accountancy;

Also,

Michael J. Grewe, Republican, as a member of the State Lottery Commission;

Also,

Stephen M. Kenny, as a member of the Missouri Real Estate Commission;

Also,

Christopher L. Slinkard, as Director of the Division of Employment Security; and

Dorothy E. Taylor, as State Supervisor of the Missouri Division of Alcohol and Tobacco Control.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Richard moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointment, which motion prevailed.

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 687**; **SB 582**; and **SB 891**, 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.

SENATE BILLS FOR PERFECTION

Senator Riddle moved that **SB 843**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 843**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 843

An Act to repeal sections 91.640, 143.1015, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1100, 196.1103, 196.1106, 196.1112, 196.1118, 196.1121, 196.1124, 196.1127, 196.1129, 196.1130, 208.197, 208.955, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 348.265, 453.600, 620.1200, 633.200, and 701.040, RSMo, sections 196.1109 and 196.1115 as enacted by senate bill no. 7, ninety-sixth general assembly, first extraordinary session, and sections 196.1109 and 196.1115 as enacted by house bill no. 688, ninety-second general assembly, first regular session, and to enact in lieu thereof thirty-five new sections relating to the existence of certain state administrative boards and commissions.

Was taken up.

Senator Riddle moved that moved that **SCS** for **SB 843** be adopted.

Senator Riddle offered **SS** for **SCS** for **SB 843**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 843

An Act to repeal sections 41.1010, 91.640, 143.1015, 160.2100, 160.2110, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.478, 332.086, 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and 701.353, RSMo, and to enact in lieu thereof forty-eight new sections relating to the existence of certain state boards and commissions.

Senator Riddle moved that **SS** for **SCS** for **SB 843** be adopted.

Senator Dixon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 9, Section 91.640, Line 20, by inserting after all of said line the following:

“105.955. 1. A bipartisan “Missouri Ethics Commission”, composed of [six] **eight** members, **with one member from each congressional district as provided in this section**, is hereby established. The commission shall be assigned to the office of administration with supervision by the office of administration only for budgeting and reporting as provided by subdivisions (4) and (5) of subsection 6 of section 1 of the Reorganization Act of 1974. Supervision by the office of administration shall not extend to matters relating

to policies, regulative functions or appeals from decisions of the commission, and the commissioner of administration, any employee of the office of administration, or the governor, either directly or indirectly, shall not participate or interfere with the activities of the commission in any manner not specifically provided by law and shall not in any manner interfere with the budget request of or withhold any moneys appropriated to the commission by the general assembly. All members of the commission shall be appointed by the governor with the advice and consent of the senate [from lists submitted pursuant to this section]. Each congressional district committee of the political parties having the two highest number of votes cast for their candidate for governor at the last gubernatorial election shall submit **a list of at least two but no more than five** names of eligible nominees for membership on the commission **for the position on the commission that corresponds with such congressional district** to the governor, and the governor [shall] **may** select [six] members from such nominees to serve on the commission.

2. [Within thirty days of submission of the person's name to the governor as provided in subsection 1 of this section, and] In order to be an eligible nominee for appointment to the commission, a person shall file a financial interest statement in the manner provided by section 105.485 and shall provide the governor, the president pro tempore of the senate, and the commission with a list of all political contributions and the name of the candidate or committee, political party, or continuing committee, as defined in chapter 130, to which those contributions were made within the four-year period prior to such appointment, made by the nominee, the nominee's spouse, or any business entity in which the nominee has a substantial interest. The information shall be maintained by the commission and available for public inspection during the period of time during which the appointee is a member of the commission. In order to be an eligible nominee for membership on the commission, a person shall be a citizen and a resident of the state and shall have been a registered voter in the state for a period of at least five years preceding the person's appointment. **Each member of the commission shall, at the time of appointment, reside in the congressional district from which he or she was appointed to serve on the commission.**

3. (1) **Except as otherwise provided in this subsection**, the term of each member shall be for four years[, except that of the members first appointed, the governor shall select three members from even-numbered congressional districts and three members from odd-numbered districts].

(2) Not more than [three] **two** members of the commission shall be members of the same political party, [nor shall more than one member be from any one United States congressional district] **provided that beginning March 16, 2021, three members of the commission may be from the same political party and beginning March 16, 2022, four members may be from the same party.** [Not more than two members appointed from the even-numbered congressional districts shall be members of the same political party, and no more than two members from the odd-numbered congressional districts shall be members of the same political party. Of the members first appointed, the terms of the members appointed from the odd-numbered congressional districts shall expire on March 15, 1994, and the terms of the members appointed from the even-numbered congressional districts shall expire on March 15, 1996. Thereafter all successor members of the commission shall be appointed for four-year terms.]

(3) **The term of each member of the commission shall be as follows:**

(a) **The governor shall appoint to the commission a person from the first congressional district which term shall expire on March 15, 2019, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires;**

(b) The term of the member serving from the second congressional district as of March 16, 2018, shall expire on March 15, 2019, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires;

(c) The terms of the members from the third and fifth congressional districts shall each begin on March 16, 2021, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires;

(d) The terms of the members serving from the fourth and sixth congressional districts as of March 16, 2018, shall expire on March 15, 2020, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires; and

(e) The terms of the members from the seventh and eighth congressional districts shall each begin on March 16, 2022, with all successive terms lasting four years from March sixteenth of the year in which the previous term expires.

(4) Terms of [successor] members of the commission shall expire on March fifteenth of the fourth year of their term. No member of the commission shall serve on the commission after the expiration of the member's term. No person shall be appointed to more than one full four-year term on the commission.

4. (1) Vacancies [or expired terms] due to resignation, removal, or expiration of the term of a member on the commission shall be filled in the same manner as the original appointment was made, except as provided in this subsection. Within thirty days of [the] a vacancy due to resignation or removal or ninety days before [the] a vacancy due to expiration of the term, the names of [two] eligible nominees for membership on the commission shall be submitted to the governor by the congressional district committees [of the political party or parties of the vacating member or members, from the even- or odd-numbered congressional districts, based on the residence of the vacating member or members, other than from the congressional district committees from districts then represented on the commission and from the same congressional district party committee or committees which originally appointed the member or members whose positions are vacated]. Appointments to fill vacancies [or expired terms] shall be made within forty-five days after the deadline for submission of names by the congressional district committees, and shall be subject to the same qualifications for appointment and eligibility as is provided in subsections 2 and 3 of this section. Appointments to fill vacancies for unexpired terms shall be for the remainder of the unexpired term of the member whom the appointee succeeds, and such appointees shall be eligible for appointment to one full four-year term. [If the congressional district committee does not submit the required two nominees within the thirty days or if the congressional district committee does not submit the two nominees within an additional thirty days after receiving notice from the governor to submit the nominees, then the governor may appoint a person or persons who shall be subject to the same qualifications for appointment and eligibility as provided in subsections 2 and 3 of this section.]

(2) Within one hundred twenty days of a vacancy due to resignation or removal or one hundred twenty days prior to a vacancy due to expiration of the term of a member of the commission, the executive director of the commission shall notify the respective congressional district committees, as designated by subdivision (1) of this subsection, that it is the responsibility of such committee or committees to submit eligible nominees to the governor.

5. The governor, with the advice and consent of the senate, may remove any member only for substantial neglect of duty, inability to discharge the powers and duties of office, gross misconduct or conviction of a

felony or a crime involving moral turpitude. Members of the commission also may be removed from office by concurrent resolution of the general assembly signed by the governor. If such resolution receives the vote of two-thirds or more of the membership of both houses of the general assembly, the signature of the governor shall not be necessary to effect removal. The office of any member of the commission who moves from the congressional district from which the member was appointed shall be deemed vacated upon such change of residence.

6. (1) The commission shall elect biennially one of its members as the chairman. The chairman may not succeed himself or herself after two years. No member of the commission shall succeed as chairman any member of the same political party as himself or herself.

(2) **Except as provided in subdivisions (3) and (4) of this subsection,** at least [four] **three** members are necessary to constitute a quorum, and at least [four] **three** affirmative votes shall be required for any action or recommendation of the commission.

(3) **Beginning March 16, 2021, at least four members shall be necessary to constitute a quorum, and at least four affirmative votes shall be required for any action or recommendation of the commission.**

(4) **Beginning March 16, 2022, at least five members shall be necessary to constitute a quorum, and at least five affirmative votes shall be required for any action or recommendation of the commission.**

7. No member or employee of the commission, during the person's term of service, shall hold or be a candidate for any other public office.

8. In the event that a retired judge is appointed as a member of the commission, the judge shall not serve as a special investigator while serving as a member of the commission.

9. No member of the commission shall, during the member's term of service or within one year thereafter:

(1) Be employed by the state or any political subdivision of the state;

(2) Be employed as a lobbyist;

(3) Serve on any other governmental board or commission;

(4) Be an officer of any political party or political organization;

(5) Permit the person's name to be used, or make contributions, in support of or in opposition to any candidate or proposition;

(6) Participate in any way in any election campaign; except that a member or employee of the commission shall retain the right to register and vote in any election, to express the person's opinion privately on political subjects or candidates, to participate in the activities of a civic, community, social, labor or professional organization and to be a member of a political party.

10. Each member of the commission shall receive, as full compensation for the member's services, the sum of one hundred dollars per day for each full day actually spent on work of the commission, and the member's actual and necessary expenses incurred in the performance of the member's official duties.

11. The commission shall appoint an executive director who shall serve subject to the supervision of and at the pleasure of the commission, but in no event for more than six years. The executive director shall be responsible for the administrative operations of the commission and perform such other duties as may be delegated or assigned to the director by law or by rule of the commission. The executive director shall employ staff and retain such contract services as the director deems necessary, within the limits authorized by appropriations by the general assembly.

12. Beginning on January 1, 1993, all lobbyist registration and expenditure reports filed pursuant to section 105.473, financial interest statements filed pursuant to subdivision (1) of section 105.489, and campaign finance disclosure reports filed other than with election authorities or local election authorities as provided by section 130.026 shall be filed with the commission.

13. Within sixty days of the initial meeting of the first commission appointed, the commission shall obtain from the clerk of the supreme court or the state courts administrator a list of retired appellate and circuit court judges who did not leave the judiciary as a result of being defeated in an election. The executive director shall determine those judges who indicate their desire to serve as special investigators and to investigate any and all complaints referred to them by the commission. The executive director shall maintain an updated list of those judges qualified and available for appointment to serve as special investigators. Such list shall be updated at least annually. The commission shall refer complaints to such special investigators on that list on a rotating schedule which ensures a random assignment of each special investigator. Each special investigator shall receive only one unrelated investigation at a time and shall not be assigned to a second or subsequent investigation until all other eligible investigators on the list have been assigned to an investigation. In the event that no special investigator is qualified or available to conduct a particular investigation, the commission may appoint a special investigator to conduct such particular investigation.

14. The commission shall have the following duties and responsibilities relevant to the impartial and effective enforcement of sections 105.450 to 105.496 and chapter 130, as provided in sections 105.955 to 105.963:

(1) Receive and review complaints regarding alleged violation of sections 105.450 to 105.496 and chapter 130, conduct initial reviews and investigations regarding such complaints as provided herein; refer complaints to appropriate prosecuting authorities and appropriate disciplinary authorities along with recommendations for sanctions; and initiate judicial proceedings as allowed by sections 105.955 to 105.963;

(2) Review and audit any reports and statements required by the campaign finance disclosure laws contained in chapter 130, and financial interest disclosure laws or lobbyist registration and reporting laws as provided by sections 105.470 to 105.492, for timeliness, accuracy and completeness of content as provided in sections 105.955 to 105.963;

(3) Develop appropriate systems to file and maintain an index of all such reports and statements to facilitate public access to such information, except as may be limited by confidentiality requirements otherwise provided by law, including cross-checking of information contained in such statements and reports. The commission may enter into contracts with the appropriate filing officers to effectuate such system. Such filing officers shall cooperate as necessary with the commission as reasonable and necessary to effectuate such purposes;

(4) Provide information and assistance to lobbyists, elected and appointed officials, and employees of

the state and political subdivisions in carrying out the provisions of sections 105.450 to 105.496 and chapter 130;

(5) Make recommendations to the governor and general assembly or any state agency on the need for further legislation with respect to the ethical conduct of public officials and employees and to advise state and local government in the development of local government codes of ethics and methods of disclosing conflicts of interest as the commission may deem appropriate to promote high ethical standards among all elected and appointed officials or employees of the state or any political subdivision thereof and lobbyists;

(6) Render advisory opinions as provided by this section;

(7) Promulgate rules relating to the provisions of sections 105.955 to 105.963 and chapter 130. All rules and regulations issued by the commission shall be prospective only in operation;

(8) Request and receive from the officials and entities identified in subdivision (6) of section 105.450 designations of decision-making public servants.

15. In connection with such powers provided by sections 105.955 to 105.963 and chapter 130, the commission may:

(1) Subpoena witnesses and compel their attendance and testimony. Subpoenas shall be served and enforced in the same manner provided by section 536.077;

(2) Administer oaths and affirmations;

(3) Take evidence and require by subpoena duces tecum the production of books, papers, and other records relating to any matter being investigated or to the performance of the commission's duties or exercise of its powers. Subpoenas duces tecum shall be served and enforced in the same manner provided by section 536.077;

(4) Employ such personnel, including legal counsel, and contract for services including legal counsel, within the limits of its appropriation, as it deems necessary provided such legal counsel, either employed or contracted, represents the Missouri ethics commission before any state agency or before the courts at the request of the Missouri ethics commission. Nothing in this section shall limit the authority of the Missouri ethics commission as provided for in subsection 2 of section 105.961; and

(5) Obtain information from any department, division or agency of the state or any political subdivision reasonably calculated to lead to the discovery of evidence which will reasonably assist the commission in carrying out the duties prescribed in sections 105.955 to 105.963 and chapter 130.

16. (1) Upon written request for an advisory opinion received by the commission, and if the commission determines that the person requesting the opinion would be directly affected by the application of law to the facts presented by the requesting person, the commission shall issue a written opinion advising the person who made the request, in response to the person's particular request, regarding any issue that the commission can receive a complaint on pursuant to section 105.957. The commission may decline to issue a written opinion by a vote of four members and shall provide to the requesting person the reason for the refusal in writing. The commission shall give an approximate time frame as to when the written opinion shall be issued. Such advisory opinions shall be issued no later than ninety days from the date of receipt by the commission. Such requests and advisory opinions, deleting the name and identity of the requesting person, shall be compiled and published by the commission on at least an annual basis. Advisory opinions

issued by the commission shall be maintained and made available for public inspection and copying at the office of the commission during normal business hours. Any advisory opinion or portion of an advisory opinion rendered pursuant to this subsection shall be withdrawn by the commission if, after hearing thereon, the joint committee on administrative rules finds that such advisory opinion is beyond or contrary to the statutory authority of the commission or is inconsistent with the legislative intent of any law enacted by the general assembly, and after the general assembly, by concurrent resolution, votes to adopt the findings and conclusions of the joint committee on administrative rules. Any such concurrent resolution adopted by the general assembly shall be published at length by the commission in its publication of advisory opinions of the commission next following the adoption of such resolution, and a copy of such concurrent resolution shall be maintained by the commission, along with the withdrawn advisory opinion, in its public file of advisory opinions. The commission shall also send a copy of such resolution to the person who originally requested the withdrawn advisory opinion. Any advisory opinion issued by the ethics commission shall act as legal direction to any person requesting such opinion and no person shall be liable for relying on the opinion and it shall act as a defense of justification against prosecution. An advisory opinion of the commission shall not be withdrawn unless:

- (a) The authorizing statute is declared unconstitutional;
- (b) The opinion goes beyond the power authorized by statute; or
- (c) The authorizing statute is changed to invalidate the opinion.

(2) Upon request, the attorney general shall give the attorney general's opinion, without fee, to the commission, any elected official of the state or any political subdivision, any member of the general assembly, or any director of any department, division or agency of the state, upon any question of law regarding the effect or application of sections 105.450 to 105.496, or chapter 130. Such opinion need be in writing only upon request of such official, member or director, and in any event shall be rendered within sixty days that such request is delivered to the attorney general.

17. The state auditor and the state auditor's duly authorized employees who have taken the oath of confidentiality required by section 29.070 may audit the commission and in connection therewith may inspect materials relating to the functions of the commission. Such audit shall include a determination of whether appropriations were spent within the intent of the general assembly, but shall not extend to review of any file or document pertaining to any particular investigation, audit or review by the commission, an investigator or any staff or person employed by the commission or under the supervision of the commission or an investigator. The state auditor and any employee of the state auditor shall not disclose the identity of any person who is or was the subject of an investigation by the commission and whose identity is not public information as provided by law.

18. From time to time but no more frequently than annually the commission may request the officials and entities described in subdivision (6) of section 105.450 to identify for the commission in writing those persons associated with such office or entity which such office or entity has designated as a decision-making public servant. Each office or entity delineated in subdivision (6) of section 105.450 receiving such a request shall identify those so designated within thirty days of the commission's request."; and

Further amend said bill, page 82, section 701.353, line 28, by inserting after all of said line the following:

“[105.959. 1. The executive director of the commission, under the supervision of the commission, shall review reports and statements filed with the commission or other appropriate officers pursuant to sections 105.470, 105.483 to 105.492, and chapter 130 for completeness, accuracy and timeliness of filing of the reports or statements and any records relating to the reports or statements, and upon review, if there are reasonable grounds to believe that a violation has occurred, shall conduct an investigation of such reports, statements, and records and assign a special investigator following the provisions of subsection 1 of section 105.961.

2. (1) If there are reasonable grounds to believe that a violation has occurred and after the commission unanimously votes to proceed with all six members voting, the executive director shall, without receipt of a complaint, conduct an independent investigation of any potential violations of the provisions of:

(a) The requirements imposed on lobbyists by sections 105.470 to 105.478;

(b) The financial interest disclosure requirements contained in sections 105.483 to 105.492;

(c) The campaign finance disclosure requirements contained in chapter 130;

(d) Any code of conduct promulgated by any department, division, or agency of state government, or by state institutions of higher education, or by executive order;

(e) The conflict of interest laws contained in sections 105.450 to 105.468 and section 171.181; and

(f) The provisions of the constitution or state statute or order, ordinance, or resolution of any political subdivision relating to the official conduct of officials or employees of the state and political subdivisions.

(2) If an investigation conducted under this subsection fails to establish reasonable grounds to believe that a violation has occurred, the investigation shall be terminated and the person who had been under investigation shall be notified of the reasons for the disposition of the complaint.

3. Upon findings of the appropriate filing officer which are reported to the commission in accordance with the provisions of section 130.056, the executive director shall investigate disclosure reports, statements and records pertaining to such findings within a reasonable time after receipt of the reports from the appropriate filing officer.

4. The commission may make such investigations and inspections within or outside of this state as are necessary to determine compliance.

5. The commission shall notify the person under investigation under this section, by registered mail, within five days of the decision to conduct such investigation and assign a special investigator following the provisions of subsection 1 of section 105.961.

6. After completion of an investigation, the executive director shall provide a detailed report of such investigation to the commission. Upon determination that there are reasonable grounds to believe that a person has violated the requirements of sections 105.470, 105.483

to 105.492, or chapter 130, by a vote of four members of the commission, the commission may refer the report with the recommendations of the commission to the appropriate prosecuting authority together with the details of the investigation by the commission as is provided in subsection 2 of section 105.961.

7. All investigations by the executive director of an alleged violation shall be strictly confidential with the exception of notification of the commission and the complainant and the person under investigation. Revealing any such confidential investigation information shall be cause for removal or dismissal of the executive director or a commission member or employee.]; and

Further amend said bill, page 93, section 288.475, line 27, by inserting after all of said line the following:

“Section B. Because of the need to ensure effective enforcement of the ethics laws of the state of Missouri, the repeal and reenactment of section 105.955 and the repeal of section 105.959 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 105.955 and the repeal of section 105.959 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 Dixon moved that the above amendment be adopted, which motion prevailed.

Senator Riddle moved that **SS** for **SCS** for **SB 843**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SS** for **SCS** for **SB 843**, as amended, was declared perfected and ordered printed.

Senator Kehoe announced photographers from Boys and Girls Club were given permission to take pictures in the Senate Chamber.

Senator Schatz moved that **SB 1050**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken for perfection, which motion prevailed.

SS for **SCS** for **SB 1050** was again taken up.

At the request of Senator Schatz, **SS** for **SCS** for **SB 1050** was withdrawn.

Senator Schatz offered **SS No. 2** for **SCS** for **SB 1050**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1050

An Act to repeal sections 108.120, 137.555, 227.240, 263.245, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 302.170, 302.173, 302.174, 302.720, 304.005, 304.012, 304.060, 304.180, 304.820, 306.126, 307.175, and 414.032, RSMo, and to enact in lieu thereof twenty-five new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

Senator Schatz moved that **SS No. 2** for **SCS** for **SB 1050** be adopted.

Senator Schatz offered SA 1:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1050, Page 75, Section 304.180, Line 9 of said page, by inserting after all of said line the following:

“304.232. 1. The Missouri state highway patrol shall approve procedures for the certification of municipal police officers, sheriffs, deputy sheriffs, and other law enforcement officials that enforce sections 304.170 to 304.230.

2. The certification procedures shall meet the requirements of the memorandum of understanding between the state of Missouri and the commercial vehicle safety alliance or any successor organization, as periodically adopted or amended.

3. Commercial motor vehicle safety data collection, management, and distribution by law enforcement officials shall be compatible with the information systems of the Missouri state highway patrol.

4. The Missouri state highway patrol shall establish reasonable fees sufficient to recover the cost of training, recurring training, data collection and management, certifying, and additional administrative functions for law enforcement officials approved under this section.

5. The agencies for which law enforcement officials approved under this section shall adhere to the Motor Carrier Safety Assistance Program requirements under 49 Code of Federal Regulations Part 350 of the Federal Motor Carrier Safety Regulations.

6. The agencies for which law enforcement officials approved under this section shall be subject to periodic program reviews and be required to submit a commercial vehicle safety plan that is consistent with and incorporated into the statewide enforcement plan.

7. Beginning January 1, 2009, no local law enforcement officer may conduct a random commercial motor vehicle roadside inspection to determine compliance with the provisions of sections 304.170 to 304.230 unless the law enforcement officer has satisfactorily completed, as a part of his or her training, the basic course of instruction developed by the commercial vehicle safety alliance and has been approved by the Missouri state highway patrol under this section. Law enforcement officers authorized to enforce the provisions of sections 304.170 to 304.230 shall annually receive in-service training related to commercial motor vehicle operations, including but not limited to training in current federal motor carrier safety regulations, safety inspection procedures, and out-of-service criteria. The annual training requirements shall be approved by the superintendent of the state highway patrol.

8. Law enforcement officers who have received commercial vehicle safety alliance certification prior to January 1, 2009, shall be exempt from the provisions of this section and such officers shall be qualified to conduct random roadside inspections described under this section and section 304.230.

9. No safety inspection shall be performed on the shoulder of any highway with a posted speed limit in excess of forty miles per hour.

10. The superintendent of the state highway patrol shall promulgate rules and regulations necessary to administer the certification procedures and any other provisions of this section. 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.”; and

Further amend the title and enacting clause accordingly.

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

President Pro Tem Richard assumed the Chair.

Senator Sifton offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1050, Page 6, Section 227.240, Line 23 of said page, by inserting immediately after said line the following:

“227.539. The portion of State Highway 30 from State Highway 21 continuing east to State Highway P in St. Louis County shall be designated as “Officer Blake Snyder Memorial Highway”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.”; and

Further amend the title and enacting clause accordingly.

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

Senator Schaaf offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1050, Page 63, Section 304.012, Line 25, by striking the word “shall” and inserting in lieu thereof the following: **“may”**; and further amend said line by inserting after the word “include” the following: **“if proven to have caused the driver of the vehicle to be distracted”**; and

further amend said bill and section, page 64, line 11, by striking the words “one hundred” and inserting in lieu thereof the following: **“twenty five”**; and further amend line 13 by striking the word “five” and inserting in lieu thereof the following: **“one”**.

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

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

SENATE AMENDMENT NO. 4

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1050, Page 63, Section 304.005, Line 10, by striking the word “shall” and inserting in lieu thereof **“may”**

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

Senator Schatz moved that **SS No. 2 for SCS for SB 1050**, as amended, be adopted, which motion prevailed.

On motion of Senator Schatz, **SS No. 2 for SCS for SB 1050**, as amended, was declared perfected and ordered printed.

THIRD READING OF SENATE BILLS

SS for SCS for **SB 966**, introduced by Senator Rowden, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE
SENATE BILL NO. 966

An Act to repeal sections 43.505, 43.507, 57.117, 57.450, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.105, 488.5320, 513.653, 566.147, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, 595.220, 610.140, and 650.055, RSMo, and to enact in lieu thereof forty-four new sections relating to administration of the criminal justice system, with existing penalty provisions.

Was taken up.

On motion of Senator Rowden, **SS for SCS for SB 966** was read the 3rd time and passed by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon	Emery
Holsman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators

Brown	Eigel	Hegeman—3
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SJR 25, introduced by Senator Romine, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 39(a) of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bingo.

Was taken up.

On motion of Senator Romine, **SJR 25** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators

Emery	Sifton—2
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the joint resolution passed.

On motion of Senator Romine, title to the joint resolution was agreed to.

Senator Romine moved that the vote by which the joint resolution passed be reconsidered.

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

SS No. 2 for SB 552, introduced by Senator Dixon, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 552

An Act to repeal sections 105.478 and 576.040, RSMo, and to enact in lieu thereof five new sections relating to official misconduct, with penalty provisions.

Was taken up.

On motion of Senator Dixon, **SS No. 2 for SB 552** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SS for SCS for SB 890, introduced by Senator Riddle, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 890

An Act to repeal section 211.447, RSMo, and to enact in lieu thereof two new sections relating to child abuse and neglect, with penalty provisions.

Was taken up.

On motion of Senator Riddle, **SS for SCS for SB 890** was read the 3rd time and passed by the following vote:

YEAS—Senators

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

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

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

SB 808, introduced by Senator Brown, entitled:

An Act to repeal section 311.300, RSMo, and to enact in lieu thereof two new sections relating to the transfer of intoxicating liquor.

Was taken up.

On motion of Senator Brown, **SB 808** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

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.

SB 697, introduced by Senator Romine, entitled:

An Act to repeal section 313.040, RSMo, and to enact in lieu thereof one new section relating to bingo, with a contingent effective date and existing penalty provisions.

Was taken up.

On motion of Senator Romine, **SB 697** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Wallingford	Walsh	Wasson
Wieland—29						

NAYS—Senators

Emery	Sifton—2
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Absent—Senators—None

Absent with leave—Senators

Eigel	Koenig—2
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Vacancies—1

The President declared the bill passed.

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

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

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

SS No. 2 for **SCS** for **SBs 617, 611** and **667** was placed on the Informal Calendar.

SB 722, introduced by Senator Sater, entitled:

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to a prescription drug importation study.

Was taken up.

On motion of Senator Sater, **SB 722** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eigel	Koenig—2
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Vacancies—1

The President declared the bill passed.

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

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

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

SB 954, introduced by Senator Curls, entitled:

An Act to repeal section 610.140, RSMo, and to enact in lieu thereof one new section relating to expungement of records relating to the offense of unlawful use of a weapon.

Was taken up.

On motion of Senator Curls, **SB 954** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators

Eigel Koenig—2

Vacancies—1

The President declared the bill passed.

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

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

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

SB 786, introduced by Senator Schupp, entitled:

An Act to repeal section 105.055, RSMo, and to enact in lieu thereof two new sections relating to freedom to disclose information about public employees.

Was taken up.

On motion of Senator Schupp, **SB 786** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland—30					

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senators

Eigel Koenig—2

Vacancies—1

The President declared the bill passed.

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

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

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

SB 706, introduced by Senator Riddle, entitled:

An Act to repeal section 260.262, RSMo, and to enact in lieu thereof one new section relating to the fee collected at the time of sale for lead-acid batteries.

Was taken up.

On motion of Senator Riddle, **SB 706** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Emery	Hegeman	Holsman	Hoskins	Hummel	Kehoe	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Eigel Koenig—2

Vacancies—1

The President declared the bill passed.

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

Senator Riddle 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 Schaaf, Chairman of the Committee on Health and Pensions, submitted the following reports:

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 1021**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **HB 2044**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Health and Pensions, to which was referred **HB 1329**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wasson, Chairman of the Committee on Economic Development, submitted the following reports:

Mr. President: Your Committee on Economic Development, to which were referred **HCS** for **HB 1288**,

HB 1377 and **HB 2050**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Economic Development, to which was referred **SB 859**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Dixon, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which were referred **SRB 975** and **SRB 1024**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 655**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **HCS** for **HB 1605**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 36**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 37**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 42**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following reports:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HB 1630**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **HCS** for

HB 1461, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Emery, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1286**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 1880**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1991**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Wallingford, Chairman of the Committee on Ways and Means, submitted the following reports:

Mr. President: Your Committee on Ways and Means, to which was referred **HB 1858**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Ways and Means, to which was referred **SB 1003**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hegeman, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1442**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 973**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HB 1690**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **HCS** for **HB 1879**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following reports:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 824**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **HCS for HB 1268**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Professional Registration, to which was referred **HCS for HB 1500**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Schatz, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SJR 36**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HCS for HB 2116**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HB 1355**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Onder, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **HCS for HB 1617**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hoskins, Chairman of the Committee on Veterans and Military Affairs, submitted the following report:

Mr. President: Your Committee on Veterans and Military Affairs, to which was referred **HB 1492**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden, Chairman of the Committee on Government Reform, submitted the following report:

Mr. President: Your Committee on Government Reform, to which was referred **SB 678**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Rowden assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for HBs 2280, 2120, 1468 and 1616—Seniors, Families and Children.

HCS for HB 2274—Transportation, Infrastructure and Public Safety.

HCS for HB 2216—Commerce, Consumer Protection, Energy and the Environment.

HCS for HB 2031—General Laws.

HB 1369—General Laws.

HB 1266—Seniors, Families and Children.

HCS for HB 1486—Seniors, Families and Children.

HB 2101—Judiciary and Civil and Criminal Jurisprudence.

HB 2192—Education.

HB 2221—Professional Registration.

RE-REFERRALS

President Pro Tem Richard re-referred **HB 1646** to the Committee on Local Government and Elections.

REFERRALS

President Pro Tem Richard referred **SJR 27** to the Committee on Fiscal Oversight.

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 **HCS for HB 2339**, entitled:

An Act to repeal section 41.1010, RSMo, and to enact in lieu thereof two new sections relating to the Missouri military community reinvestment act.

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 1633**, entitled:

An Act to repeal section 556.046, RSMo, and to enact in lieu thereof one new section relating to convictions of included offenses.

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 **HCS No. 2** for **HB 1973**, entitled:

An Act to repeal section 644.016, RSMo, and to enact in lieu thereof two new sections relating to agricultural stormwater discharge.

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 **HCS** for **HB 1574**, entitled:

An Act to repeal sections 334.037, 334.104, and 334.735, RSMo, and to enact in lieu thereof three new sections relating to advanced practice registered nurses in collaborative practice arrangements.

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 1832**, entitled:

An Act to repeal sections 407.300, 407.432, 407.433, 407.436, and 407.1500, RSMo, and to enact in lieu thereof seven new sections relating to merchandising practices, with penalty provisions.

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 **HCS** for **HB 1667**, entitled:

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to child custody arrangements.

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 **HCS** for **HB 1368**, entitled:

An Act to repeal section 173.900, RSMo, and to enact in lieu thereof one new section relating to the

Missouri returning heroes education act.

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 2183**, entitled:

An Act to repeal sections 197.052, 197.305, and 536.031, RSMo, and to enact in lieu thereof three new sections relating to licensure of healthcare facilities.

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 2039**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to the Missouri Route 66 centennial commission.

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 1257**, entitled:

An Act to amend chapter 285, RSMo, by adding thereto one new section relating to hiring preference for veterans.

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 1516**, entitled:

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

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 **HRB 1**, entitled:

An Act to repeal sections 8.800, 8.805, 8.830, 8.843, 33.295, 33.700, 33.710, 33.720, 33.730, 42.300, 44.105, 51.165, 61.081, 67.5016, 71.005, 100.710, 104.342, 104.1024, 105.300, 105.310, 105.330, 105.340, 105.350, 105.353, 105.370, 105.375, 105.380, 105.385, 105.390, 105.400, 105.420, 105.430, 105.440, 105.445, 135.210, 135.311, 135.575, 135.900, 135.903, 135.906, 135.909, 135.950, 137.106, 141.540, 143.105, 143.106, 143.107, 143.811, 143.1007, 144.030, 144.810, 147.020, 147.050, 160.459, 161.215, 165.011, 167.194, 168.700, 168.702, 170.051, 170.055, 170.061, 170.071, 170.081, 170.091, 170.101, 170.111, 170.131, 170.141, 170.151, 170.161, 173.197, 178.930, 196.973, 205.580, 205.590, 205.600, 205.610, 205.620, 205.630, 205.640, 205.650, 205.660, 205.670, 205.680, 205.690, 205.700, 205.710, 205.720, 205.730, 205.740, 205.750, 205.760, 208.156, 208.178, 208.630, 208.975, 208.993, 209.015, 210.027, 210.105, 210.114, 211.447, 226.805, 251.650, 261.295, 288.121, 288.128, 288.131, 301.562, 302.700, 324.028, 324.159, 324.406, 327.451, 329.025, 330.190, 332.041, 334.100, 334.570, 334.610, 334.613, 334.618, 334.686, 335.036, 336.160, 337.030, 337.347, 337.507, 337.612, 337.662, 337.712, 338.130, 339.120, 345.035, 376.1192, 382.277, 386.145, 386.890, 393.1025, 393.1030, 407.485, 414.350, 414.353, 414.356, 414.359, 414.400, 414.406, 414.412, 414.417, 414.510, 442.018, 620.050, 620.511, 620.512, 620.513, 640.150, 640.153, 640.155, 640.157, 640.160, 640.219, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and to enact in lieu thereof ninety-six new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Please find attached the corrected message for **HCS** for **HB 2014**. The message sent on March 15, 2018 contained printing errors but has been corrected to reflect the title as printed on the perfected version of **HCS** for **HB 2014**, as third read and passed by the House of Representatives on March 15, 2018:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2014**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2018.

In which the concurrence of the Senate is respectfully requested.

RESOLUTIONS

Senator Wallingford offered Senate Resolution No. 1622, regarding Mary Kasten, Cape Girardeau, which was adopted.

Senator Sater offered Senate Resolution No. 1623, regarding the One Hundredth Anniversary of Lion's Club, Aurora, which was adopted.

Senator Sater offered Senate Resolution No. 1624, regarding Hutchens Construction Company, Cassville, which was adopted.

Senator Sater offered Senate Resolution No. 1625, regarding the Fiftieth Wedding Anniversary of Donnie and Raylene Reece, Southwest City, which was adopted.

Senator Sater offered Senate Resolution No. 1626, regarding Paul G. Taylor, which was adopted.

INTRODUCTION OF GUESTS

Senator Holsman introduced to the Senate, Dr. Beth Rhine, Dr. Natalie Katz, Dr. Katie Black and Dr. Lisa Hiskey, American Academy of Pediatrics, Kansas City.

Senator Cunningham introduced to the Senate, Leslie Collins, Kenya Cook, Aaron Evans and Alexis Lee, Boys and Girls Club, West Plains.

Senator Brown introduced to the Senate, fifty-seven students representing University of Missouri Undergraduate Research Day.

Senator Cunningham introduced to the Senate, Lucas and Emma Alexander, Fordland.

Senator Hummel introduced to the Senate, fourth-grade students from Forsyth School, St. Louis County.

Senator Rowden introduced to the Senate, former State Representative Chris Kelly, Columbia.

Senator Dixon introduced to the Senate, Boys and Girls Clubs of Missouri Youth of the Year.

Senator Cunningham introduced to the Senate, Steven Wilkerson, Ava; and Ben Travlos, Ashland.

Senator Riddle introduced to the Senate, former State Representative Steve Hobbs, Mexico; and Kristin Arnold, Carrie Constable, Andrew Dollens, Rick Geraci, Ashley Hodges, Ed Hoover, Reverend Eric Mattson, Larry Nelson, Kelly Rhodes, Brooke Smith, Lisa Smith, Brent Thomas, April Utterback and Jason Young, Mexico Chamber of Commerce Leadership Class.

Senator Rowden introduced to the Senate, the Physician of the Day, Dr. Frances Mei Hardin, Columbia.

On motion of Senator Kehoe, the Senate adjourned until 4:00 p.m., Monday, April 9, 2018.

SENATE CALENDAR

FIFTIETH DAY—MONDAY, APRIL 9, 2018

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2339
 HB 1633-Corlew
 HCS#2 for HB 1973
 HCS for HB 1574
 HB 1832-Cornejo
 HCS for HB 1667

HCS for HB 1368
 HB 2183-Bondon
 HB 2039-Fraker
 HB 1257-Schroer
 HB 1516-Wiemann
 HRB 1-Shaul

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)	SB 687-Sater
SS for SB 699-Sifton (In Fiscal Oversight)	SB 582-Walsh
SJR 27-Holsman (In Fiscal Oversight)	SB 891-Kehoe

SENATE BILLS FOR PERFECTION

1. SB 1007-Kehoe, with SCS	7. SB 655-Sifton
2. SB 568-Cunningham, with SCS	8. SB 1003-Wasson, et al
3. SB 1023-Dixon, with SCS	9. SB 973-Rizzo and Curls
4. SB 1021-Dixon and Wallingford, with SCS	10. SB 824-Cunningham, with SCS
5. SB 859-Koenig, with SCS	11. SJR 36-Schatz, with SCS
6. SRBs 975 & 1024-Dixon, with SCS	12. SB 678-Eigel

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1729, 1621 & 1436 (Brown)	12. HB 1858-Christofanelli (Eigel)
2. HB 1578-Kolkmeyer (Munzlinger)	13. HB 1442-Alferman, with SCS (Schatz)
3. HB 2044-Taylor, with SCS (Dixon)	14. HCS for HB 1690
4. HB 1329-Remole, with SCS (Munzlinger)	15. HCS for HB 1879, with SCS (Cunningham)
5. HCS for HBs 1288, 1377 & 2050, with SCS	16. HCS for HB 1268, with SCS
6. HCS for HB 1605, with SCS (Kehoe)	17. HCS for HB 1500, with SCS (Koenig)
7. HB 1630-Evans (Rowden)	18. HCS for HB 2116, with SCS (Schatz)
8. HCS for HB 1461 (Rowden)	19. HB 1355-Phillips, with SCS (Schatz)
9. HCS for HB 1286, with SCS	20. HCS for HB 1617, with SCS (Onder)
10. HB 1880-Trent, with SCS (Cunningham)	21. HB 1492-Lynch (Brown)
11. HCS for HB 1991, with SCS	

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel

SENATE BILLS FOR PERFECTION

SB 546-Munzlinger, with SS#4 (pending)	SB 556-Brown, with SA 1 (pending)
SB 550-Wasson, with SCS	SB 561-Sater, with SA 1 (pending)
SB 553-Dixon, with SCS, SS for SCS & SA 1 (pending)	SB 567-Cunningham, with SCS, SS for SCS, SA 1 & SA 1 to SA 1 (pending)
SBs 555 & 609-Brown, with SCS	SB 578-Romine

SB 591-Hegeman, with SCS	SB 837-Rowden
SB 596-Riddle, with SCS	SB 848-Riddle
SB 599-Schatz	SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 602-Onder, with SCS	SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 612-Koenig, with SCS, SS#2 for SCS, SA 2, SSA 1 for SA 2 & SA 1 to SSA 1 for SA 2 (pending)	SB 861-Hegeman, with SCS
SB 663-Schatz, with SCS, SS for SCS & SA 1 (pending)	SB 865-Kehoe
SB 674-Koenig	SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)	SB 907-Kehoe, with SCS
SB 751-Schatz	SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)	SB 920-Riddle
SB 774-Munzlinger	SB 928-Onder, with SCS
SB 813-Riddle, with SCS & SA 1 (pending)	SB 949-Emery, with SCS, SS for SCS & SA 2 (pending)
SB 822-Hegeman, with SCS & SS for SCS (pending)	SB 982-Wieland
SB 832-Rowden, with SCS, SS#2 for SCS & point of order (pending)	

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden) SS for SCS for HB 1350-Smith (163) (Rowden)	HB 1413-Taylor, with SCS (Onder)
	HB 1691-Miller, with SCS (Emery)
	HB 1769-Mathews, with SCS (Schatz)

BILLS IN CONFERENCE AND BILLS CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS, as
amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)	SR 1487-Schaaf
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Reported from Committee

SCR 30-Wallingford

SCR 31-Wallingford

SCR 36-Munzlinger
SCR 37-Eigel and Onder
SCR 40-Hoskins

SCR 42-Hoskins
SCR 43-Munzlinger

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