

Journal of the Senate

FIRST REGULAR SESSION

EIGHTH DAY—WEDNESDAY, JANUARY 18, 2017

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“The law of the Lord is perfect, reviving the soul; the decrees of the Lord are sure.” (Psalm 19:7)

Heavenly Father: We are most thankful for Your presence with us as we try to make laws that enlighten and provide justice for our people. Guide and direct our minds and actions this day that we might be about what is required of us by You having a clear eye of discernment and rejoicing heart in our interactions with one another and with You our God. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for the previous day was read and approved.

Senator Kehoe announced photographers from St. Louis Public Radio and KSN-KODE-TV were given permission to take pictures in the Senate Chamber.

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

Present—Senators

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

Absent—Senators—None

Absent with leave—Senator Riddle—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Cunningham offered Senate Resolution No. 67, regarding Joanne White, West Plains, which was adopted.

Senator Sater offered Senate Resolution No. 68, regarding the Sixtieth Wedding Anniversary of Terry and Laverne Hatridge, Galena, which was adopted.

Senator Hegeman offered Senate Resolution No. 69, regarding the Seventieth Wedding Anniversary of Bill and Sally Collings, Trenton, which was adopted.

Senator Hegeman offered Senate Resolution No. 70, regarding the Sixtieth Wedding Anniversary of Gary and Barbara Hostetter, Milan, which was adopted.

Senator Rowden offered Senate Resolution No. 71, regarding Jan Hemm Pritchard, Columbia, which was adopted.

Senator Silvey offered Senate Resolution No. 72, regarding C. Edward Bradley, Lake Waukomis, which was adopted.

Senator Schaaf offered Senate Resolution No. 73, regarding the Fiftieth Wedding Anniversary of Dick and Patty Hansen, which was adopted.

Senator Schaaf offered Senate Resolution No. 74, regarding the Fiftieth Wedding Anniversary of Kenneth and Sheron Russell, which was adopted.

Senator Curls offered Senate Resolution No. 75, regarding Colonel J. Bret Johnson, which was adopted.

CONCURRENT RESOLUTIONS

Senators Schupp and Nasheed offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 8

Whereas, extensive and credible reports have revealed mass killing of prisoners of conscience in the People's Republic of China, primarily practitioners of the spiritual based exercises of Falun Gong, but also other religious and ethnic minority groups, in order to obtain organs for transplants; and

Whereas, the organ transplantation system in China does not comply with the World Health Organization's Guiding Principles of traceability and transparency in organ procurement pathways, and the government of the People's Republic of China has resisted independent scrutiny of the system; and

Whereas, traditional Chinese custom requires bodies to be preserved intact after death. With rare voluntary organ donation, however, China's transplantation industry significantly increased since 2000; and

Whereas, the Department of State Country Report on Human Rights for China for 2011 stated, "Overseas and domestic media and advocacy groups continued to report instances of organ harvesting, particularly from Falun Gong practitioners and Uighurs"; and

Whereas, a new investigative report, published in June 2016, conducted by human rights attorney David Matas, former Canadian Secretary of State for Asia-Pacific David Kilgour, and journalist Ethan Gutmann, estimated that China is performing 60,000 to 100,000 transplants per year as opposed to 10,000 transplants claimed by the Chinese government, which is "an industrial-scale, state-directed organ transplantation system, controlled through national policies and funding, and implicating both the military and civilian healthcare systems"; and

Whereas, China's Liver Transplant Registry System indicated that more than 25% of cases were emergency transplants, for which an organ was found within days or even hours. Wait times for non-emergency liver transplants were usually quoted in weeks. Most patients in other countries have to wait years for a transplant; and

Whereas, the Chinese government claims that 90% of China's organ transplant sources come from executed prisoners. However, the

number of executions has dropped 10% annually since 2002 and is far less than the number of transplants taking place. The government has never acknowledged the sourcing of organs from prisoners of conscience; and

Whereas, Falun Gong, a spiritual practice involving meditative “qigong” exercises and centered on the values of truthfulness, compassion, and forbearance, became immensely popular in China in the 1990s, with multiple estimates placing the number of practitioners at upwards of 70 million; and

Whereas, in July 1999, the Chinese Communist Party launched an intensive, nationwide persecution designed to eradicate the spiritual practice of Falun Gong, including physical and mental torture, reflecting the party’s long-standing intolerance of large independent civil society groups; and

Whereas, since 1999, hundreds of thousands of Falun Gong practitioners have been detained extra-legally in Chinese reeducation-through-labor camps, detention centers, and prisons, where torture, abuse, and implausible medical exams and blood tests on Falun Gong practitioners are routine; and

Whereas, Freedom House reported in 2015 that Falun Gong practitioners comprise the largest portion of prisoners of conscience in China, and face an elevated risk of dying or being killed in custody; and

Whereas, the United Nations Committee Against Torture and the Special Rapporteur on Torture have expressed concern over the allegations of organ harvesting from Falun Gong prisoners, and have called on the Government of the People’s Republic of China to increase accountability and transparency in the organ transplant system and punish those responsible for abuses; and

Whereas, in June 2016, the U.S. House of Representatives unanimously passed House Resolution 343, condemning the systematic, state-sanctioned organ harvesting from Falun Gong and other prisoners of conscience; and

Whereas, the killing of religious or political prisoners for the purpose of selling their organs for transplant is an egregious and intolerable violation of the fundamental right to live; and

Whereas, organ tourism to China should not be shielded by medical confidentiality, but openly monitored. No nation should allow their citizens to go to China for organs until China has allowed a full investigation into organ harvesting of prisoners of conscience, both past and present:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby:

(1) Call on the Government of the People’s Republic of China to immediately end the practice of organ harvesting from all prisoners and prisoners of conscience, and explicitly from Falun Gong prisoners of conscience and members of other religious and ethnic minority groups;

(2) Call upon the Government of the People’s Republic of China to immediately end the 17-year persecution of the Falun Gong, and the immediate release of all Falun Gong practitioners and other prisoners of conscience;

(3) Call upon the President of the United States to undertake a full and transparent investigation by the United States Department of State into organ transplant practices in the People’s Republic of China, and calls for the prosecution of those found to have engaged in such unethical practices;

(4) Will take measures to initiate a registry for residents of Missouri who travel abroad to receive organ transplants; and

(5) Will take measures to ban the entry of those who have participated in illegal removal of human tissues and organs, and seek prosecution of such individuals should they be found on the soil of Missouri; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President and Vice President of the United States, the Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, the chair of the Senate Committee on Foreign Affairs, the chair of the House Committee on Foreign Relations, and each member of the Missouri’s Congressional delegation.

INTRODUCTION OF BILLS

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

SB 307—By Munzlinger.

An Act to repeal sections 144.010, 262.900, 265.300, 267.565, 276.606, and 277.020, RSMo, and to enact in lieu thereof six new sections relating to agriculture.

SB 308—By Chappelle-Nadal.

An Act to amend chapter 30, RSMo, by adding thereto one new section relating to the investment

policies of public entities, with a referendum clause.

SB 309—By Walsh and Onder.

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.818, 56.833, and 56.840, RSMo, and to enact in lieu thereof seven new sections relating to the retirement system for prosecuting and circuit attorneys.

SB 310—By Wasson.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to residential dwellings offered for rent to transient guests.

SB 311—By Wasson.

An Act to repeal section 137.095, RSMo, and to enact in lieu thereof one new section relating to property tax for vehicles traveling in interstate commerce.

SB 312—By Wasson.

An Act to repeal section 338.202, RSMo, and to enact in lieu thereof one new section relating to maintenance medication filled by pharmacists.

SB 313—By Koenig.

An Act to amend chapters 135 and 166, RSMo, by adding thereto ten new sections relating to educational scholarships, with a penalty provision.

SB 314—By Schatz.

An Act to amend chapter 195, RSMo, by adding thereto seven new sections relating to a program for the monitoring of certain prescribed controlled substances, with penalty provisions.

SB 315—By Eigel.

An Act to amend chapters 302 and 304, RSMo, by adding thereto two new sections relating to transportation regulations, with a referendum clause.

REFERRALS

President Pro Tem Richard referred **SCR 7** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

INTRODUCTIONS OF GUESTS

Senator Schatz introduced to the Senate, the Physician of the Day, Dr. Thomas Stamos, Chesterfield.

Senator Onder introduced to the Senate, members of St. Charles County Realtors Association.

Senator Onder introduced to the Senate, Arnie C. Dienoff, O'Fallon.

Senator Hoskins introduced to the Senate, Rebecca Boyer, Nick Graff, Steve Mathias, Jennifer Reynolds-Moehrle, Jan Ulm, Cathy Goldsticker and Stephanie Richter, St. Louis; Rachel Dwiggin, Chuck Robb and Mark Radetic, Kansas City; Mike Notorangelo and Julie Wolfe, Chesterfield; Bob Letterman and Steve York, Lee's Summit; Randy Hilger, Lake St. Louis; Jen Vacha, Troy; Jay Decker, Poplar Bluff;

Wendy Shireman and Jim O'Hallaron, Kirkwood; Jeremy Morris, Jefferson City; John Lindbloom, Wildwood; Jene Crook, Marshall; Sondra DePriest, Savannah; and Nick Myers, Joplin, members of the Missouri Society of Certified Public Accountants.

The President introduced to the Senate, Justin and Lynn Farrell, Osage Beach; and Ryan Gattermeir, Lake Ozark.

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

SENATE CALENDAR

NINTH DAY—THURSDAY, JANUARY 19, 2017

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 263-Riddle	SB 285-Koenig
SB 264-Dixon	SB 286-Rizzo
SB 265-Schatz	SB 287-Nasheed
SB 266-Schatz	SB 288-Nasheed
SB 267-Schatz	SB 289-Nasheed
SB 268-Schupp and Walsh	SB 290-Schatz
SB 269-Cunningham	SB 291-Rowden
SB 270-Schaaf	SB 292-Rowden
SB 271-Wasson and Richard	SB 293-Romine
SB 272-Wasson	SB 294-Romine
SB 273-Wasson	SB 295-Schaaf
SB 274-Wieland	SB 296-Hummel
SB 275-Wieland	SB 297-Hummel
SB 276-Wieland	SB 298-Curls
SB 277-Wieland	SB 299-Curls
SB 278-Emery	SB 300-Sater
SB 279-Kraus	SB 301-Wallingford
SB 280-Hoskins	SB 302-Wieland
SB 281-Hegeman	SB 303-Wieland
SB 282-Hegeman	SB 304-Wieland
SB 283-Hegeman	SB 305-Kehoe, et al
SB 284-Hegeman	SB 306-Hegeman

SB 307-Munzlinger
SB 308-Chappelle-Nadal
SB 309-Walsh and Onder
SB 310-Wasson
SB 311-Wasson
SB 312-Wasson
SB 313-Koenig
SB 314-Schatz
SB 315-Eigel
SJR 1-Schaaf
SJR 2-Schaaf
SJR 3-Schaaf

SJR 4-Chappelle-Nadal
SJR 5-Emery
SJR 6-Emery
SJR 7-Silvey
SJR 8-Romine
SJR 9-Romine
SJR 10-Holsman
SJR 11-Hegeman
SJR 12-Eigel
SJR 13-Emery
SJR 14-Kraus

HOUSE BILLS ON SECOND READING

HB 60-Alferman

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SCR 8-Schupp and Nasheed

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