

Journal of the Senate

FIRST REGULAR SESSION

SECOND EXTRA SESSION

FIFTH DAY—THURSDAY, JUNE 22, 2017

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

RESOLUTIONS

On behalf of Senator Emery, Senator Rowden offered Senate Resolution No. 21, regarding Eagle Scout Andrew Patrick Snider, Peculiar, which was adopted.

On behalf of Senator Hegeman, Senator Rowden offered Senate Resolution No. 22, regarding the Fiftieth Wedding Anniversary of JD and Judy Gay, Savannah, which was adopted.

On behalf of Senator Hegeman, Senator Rowden offered Senate Resolution No. 23, regarding the Fiftieth Wedding Anniversary of WR and Carole O'Riley, Maryville, which was adopted.

On behalf of Senator Hegeman, Senator Rowden offered Senate Resolution No. 24, regarding the Sixty-fifth Wedding Anniversary of John and Donna Carmichael, Maryville, which was adopted.

On behalf of Senator Hegeman, Senator Rowden offered Senate Resolution No. 25, regarding the Sixty-fifth Wedding Anniversary of Harold and Neta Marie Wellman, Putnam County, which was adopted.

On behalf of Senator Hegeman, Senator Rowden offered Senate Resolution No. 26, regarding the Sixtieth Wedding Anniversary of George and Virginia Gumm, which was adopted.

On behalf of Senator Hegeman, Senator Rowden offered Senate Resolution No. 27, regarding the Fiftieth Wedding Anniversary of Larry and Louann Meyer, Maryville, which was adopted.

On behalf of Senator Hegeman, Senator Rowden offered Senate Resolution No. 28, regarding the Fiftieth Wedding Anniversary of Jim and Maggie Bush, Trenton, which was adopted.

On behalf of Senator Hegeman, Senator Rowden offered Senate Resolution No. 29, regarding the Fiftieth Wedding Anniversary of Randal V. and Bonnie S. Quick, Green City, which was adopted.

On behalf of Senator Munzlinger and himself, Senator Rowden offered Senate Resolution No. 30, regarding Kelly Odneal, Huntsville, which was adopted.

On behalf of Senator Schupp, Senator Rowden offered Senate Resolution No. 31, regarding Dr. Linda Smith, which was adopted.

On behalf of Senator Sater, Senator Rowden offered Senate Resolution No. 32, regarding Doug Hobson, Monett, which was adopted.

On behalf of Senator Nasheed, Senator Rowden offered Senate Resolution No. 33, regarding the Mound City Bar Association, which was adopted.

On behalf of Senator Koenig, Senator Rowden offered Senate Resolution No. 34, regarding Gary Lee Adams, Valley Park, which was adopted.

On behalf of Senator Koenig, Senator Rowden offered Senate Resolution No. 35, regarding Andrew Emil Cavanaugh, Saint Louis, which was adopted.

On behalf of Senator Koenig, Senator Rowden offered Senate Resolution No. 36, regarding Joseph Richard “Joe” Perry, Valley Park, which was adopted.

On behalf of Senator Kehoe, Senator Rowden offered Senate Resolution No. 37, regarding Matthew Healy, Smithtown, New York, which was adopted.

On behalf of Senator Nasheed, Senator Rowden offered Senate Resolution No. 38, regarding Misty Marr-Dobynes, which was adopted.

Senator Rowden offered Senate Resolution No. 39, regarding Boone County Clerk Wendy Noren, Columbia, which was adopted.

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 adopted **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, First Regular Session, inform the Senate that the House duly convened in the Second Extraordinary Session of the First Regular Session on Monday, June 12, 2017, and is convened in full session and ready for consideration of its business.

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 **SS** for **SB 5**, entitled:

An Act to repeal sections 188.021, 188.027, 188.030, 188.039, 188.047, 188.075, 192.665, 192.667, 197.150, 197.152, 197.158, 197.160, 197.162, 197.165, 197.200, 197.205, 197.215, 197.220, 197.225, 197.230, 197.235, 197.240, 197.285, 197.287, 197.289, 197.293, 197.295, and 595.027, RSMo, and to enact in lieu thereof thirty-one new sections relating to abortions, with penalty provisions.

With House Amendment Nos. 1 and 2.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 5, Page 12, Section 188.047, Line 1, by inserting immediately after the word “tissue” the words “, **except that tissue needed for purposes described in subsection 5 of this section,**”; and

Further amend said bill, page, and section, Line 2, by deleting the words “**seventy-two hours**” and inserting in lieu thereof the words “**five days**”; and

Further amend said bill and section, Pages 12 and 13, Lines 10 to 18, by deleting said lines and inserting in lieu thereof the following:

“2. The department shall reconcile each notice of abortion with its corresponding tissue report. If the department does not receive the notice of abortion or the tissue report, the department shall make an inquiry of the abortion facility or hospital. After such inquiry, if the hospital or abortion facility has not satisfactorily responded to said inquiry and the department finds that the abortion facility or hospital where the abortion was performed or induced was not in compliance with the provisions of this section, the department shall consider such noncompliance a deficiency requiring an unscheduled inspection of the facility to ensure the deficiency is remedied, subject to the provisions of chapter 197 regarding license suspensions, reviews, and appeals.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 5, Page 2, Section 188.021, Line 17, by inserting after the word “**question.**” the following:

“No complication plan shall be required where the patient is administered the drug in a medical emergency at a hospital and is then treated as an inpatient at a hospital under medical monitoring by the hospital until the abortion is completed.”; and

Further amend said bill and page, Section 188.027, Line 5, by deleting the phrase “or [a qualified professional]” and inserting in lieu thereof the phrase “[or], a qualified professional, **or**”; and

Further amend said bill and section, Page 3, Line 42, by deleting the phrase “or [a qualified professional]” and inserting in lieu thereof the phrase “[or], a qualified professional, **or**”; and

Further amend said bill and section, Page 7, Line 162, by inserting immediately after said line the following:

“6. The physician who is to perform or induce the abortion shall, at least seventy-two hours prior to such procedure, inform the woman orally and in person of:

(1) The immediate and long-term medical risks to the woman associated with the proposed abortion method including, but not limited to, infection, hemorrhage, cervical tear or uterine perforation, harm to subsequent pregnancies or the ability to carry a subsequent child to term, and possible adverse psychological effects associated with the abortion; and

(2) The immediate and long-term medical risks to the woman, in light of the anesthesia and medication that is to be administered, the unborn child’s gestational age, and the woman’s medical history and medical conditions.”; and

Further amend said bill and section by renumbering the subsections accordingly; and

Further amend said bill, Page 11, Section 188.039, Line 8, by deleting the phrase “or [a qualified professional]” and inserting in lieu thereof the phrase “[or], a qualified professional, **or**”; and

Further amend said bill, page, and section, Line 17, by deleting the phrase “or [a qualified professional]”

and inserting in lieu thereof the phrase “[or], a qualified professional, **or**”; and

Further amend said bill and section, Page 12, Line 23, by deleting the phrase “or [a qualified professional]” and inserting in lieu thereof the phrase “[or], a qualified professional, **or**”; and

Further amend said bill, page, and section, Line 25, by deleting the phrase “[or qualified professional]” and inserting in lieu thereof the phrase “or qualified professional”; and

Further amend said bill, page, and section, Line 30, by deleting the phrase “[or qualified professionals]” and inserting in lieu thereof the phrase “or qualified professionals”; and

Further amend said bill, page, and section, Line 32, by deleting the phrase “[or qualified professional]” and inserting in lieu thereof the phrase “or qualified professional”; and

Further amend said bill, page, and section, Lines 33-40, by removing said lines and inserting in lieu thereof the following:

“6. As used in this section, the term “qualified professional” shall refer to a physician, physician assistant, registered nurse, licensed practical nurse, psychologist, licensed professional counselor, or licensed social worker, licensed or registered under chapter 334, 335, or 337, acting under the supervision of the physician performing or inducing the abortion, and acting within the course and scope of his or her authority provided by law. The provisions of this section shall not be construed to in any way expand the authority otherwise provided by law relating to the licensure, registration, or scope of practice of any such qualified professional.

7. If the provisions in subsection 2 of this section requiring a seventy-two-hour waiting”; and

Further amend said bill, Page 13, Section 188.047, Lines 19-32, by deleting said lines and inserting in lieu thereof the following:

“3. Beginning January 1, 2018, the department shall make an annual report to the general assembly. The report shall include the number of any deficiencies and inquiries by the department of each abortion facility in the calendar year and whether any deficiencies were remedied and, for each abortion facility, aggregated de-identified data about the total number of abortions performed at the facility, the termination procedures used, the number and type of complications reported for each type of termination procedure, whether the department received the tissue report for each abortion, and the existence and nature, if any, of any inconsistencies or concerns between the abortion reports submitted under section 188.052 and the tissue report submitted under this section.

The report shall not contain any personal patient information the disclosure of which is prohibited by state or federal law.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

June 16, 2017

Ms. Adriane Crouse
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101-6806

Dear Ms. Crouse:

Pursuant to Senate Rule 31, I am establishing the following Senate Interim Committee:

Senate Interim Committee on Labor Reform to conduct in-depth studies and make appropriate recommendations concerning the hourly rate of wages required to be paid to workers employed by or on behalf of any public body engaged in public work and the regulation of public-sector labor organizations and public bodies that deal with such organizations.

The Committee shall consist of seven members:

Sen. Dave Schatz, Chair
Sen. Dan Brown, Vice-Chair
Sen. Bob Onder
Sen. Ryan Silvey
Sen. Brian Munzlinger
Sen. Jake Hummel
Sen. Gina Walsh

This committee shall be staffed by counsel from Senate Research and Senate Appropriations and may hold public hearings at locations to be determined by the chairman. The committee may solicit any input and information necessary to fulfill its obligations from the appropriate state departments and agencies, including the Department of Labor and Industrial Relations. Reasonable, actual, and necessary expenses of this committee shall be reimbursed by the Missouri Senate.

The Committee shall issue a final report as to their findings and recommendations, as deemed necessary by a majority of the members of the committee, to the president pro tempore of the Missouri Senate no later than December 31, 2017, for legislative action.

If you have any questions, please contact me at your earliest convenience.

Sincerely,



Sen. Ron Richard
President Pro Tempore
Missouri State Senate

On motion of Senator Rowden, the Senate adjourned until 9:00 a.m., Tuesday, June 27, 2017.

SENATE CALENDAR

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SIXTH DAY—TUESDAY, JUNE 27, 2017
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FORMAL CALENDAR

SENATE BILLS FOR PERFECTION

INFORMAL CALENDAR

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SB 5-Koenig, with HCS, as amended

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