

# Journal of the Senate

SECOND REGULAR SESSION

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**FORTY-SECOND DAY - TUESDAY, APRIL 2, 2024**

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The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Stephen George offered the following prayer:

"I will instruct you and teach you in the way you should go; I will counsel you and watch over you." (Psalm 32:8, NIV)

Almighty God, we ask for Your wisdom as we start back to this week's work. Instruct us, teach us, counsel us and watch over us as we work together to serve the people of Missouri. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

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

The Journal for Thursday, March 28, 2024, was read and approved.

Photographers from Gray TV were given permission to take pictures in the Senate Chamber.

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

Present—Senators

Arthur	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Bean—1

Vacancies—None

The Lieutenant Governor was present.

## RESOLUTIONS

Senator O'Laughlin offered Senate Resolution No. 835, regarding Barbara J. Lake, Hannibal, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 836, regarding Linda M. Jackson, Center, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 837, regarding St. John's Evangelical Lutheran Church, Hannibal, which was adopted.

On behalf of Senator Bean, Senator O’Laughlin offered Senate Resolution No. 838, regarding East Prairie High School's varsity cheer team, which was adopted.

Senator Roberts offered Senate Resolution No. 839, regarding Alexis Ruppel, which was adopted.

Senator Trent offered Senate Resolution No. 840, regarding Dwayne Watts, Lamar, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 841, regarding Dr. Christopher A. Paynter, Jefferson City, which was adopted.

Senator Moon offered Senate Resolution No. 842, regarding Anna Smith, Highlandville, which was adopted.

### SENATE BILLS FOR PERFECTION

At the request of Senator Bernskoetter, **SB 845** was placed on the Informal Calendar.

Senator Black moved that **SB 900** be taken up for perfection, which motion prevailed.

Senator Black offered **SS** for **SB 900**, entitled:

#### SENATE SUBSTITUTE FOR SENATE BILL NO. 900

An Act to repeal sections 221.105, 221.400, 221.402, 221.405, 221.407, and 221.410, RSMo, and to enact in lieu thereof six new sections relating to jails, with an emergency clause for certain sections.

Senator Black moved that **SS** for **SB 900** be adopted.

Senator Roberts offered **SA 1**:

#### SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 900, Page 1, Section A, Line 5, by inserting after all of said line the following:

**“217.451. 1. Correctional centers shall provide offenders with reasonable access to phone services during an offender's term of confinement; provided that, phone access may be restricted as a disciplinary measure.**

**2. No correctional center or other party shall charge an offender in a correctional center a total amount for a domestic phone call, including fees and any per-minute rate, that exceeds the equivalent of twelve cents per minute.**

**221.108. 1. Jails shall provide inmates with reasonable access to phone services during an inmate's term of confinement; provided that, phone access may be restricted as a disciplinary measure.**

**2. No jail or other party shall charge an inmate in a jail a total amount for a domestic phone call, including fees and any per-minute rate, that exceeds the equivalent of twelve cents per minute.”;**  
and

Further amend the title and enacting clause accordingly.

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

Senator Rowden assumed the Chair.

Senator Black moved that **SS** for **SB 900**, as amended, be adopted, which motion prevailed.

On motion of Senator Black, **SS** for **SB 900**, as amended, was declared perfected and ordered printed.

Senator Brown (26) moved that **SJR 78** be taken up for perfection, which motion prevailed.

Senator Brown (26) offered **SS** for **SJR 78**, entitled:

SENATE SUBSTITUTE FOR  
SENATE JOINT RESOLUTION NO. 78

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2 and 3 of article VIII of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to elections.

Senator Brown (26) moved that **SS** for **SJR 78** be adopted.

Senator Coleman assumed the Chair.

Senator Trent assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator May offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Joint Resolution No. 78, Page 2, Section 3, Line 1, by inserting after "Section 3." the following: "**1.**"; and further amend line 3, by inserting immediately before "Voters" the following: "**2.**"; and further amend line 9, by inserting after "office." the following: "**Notwithstanding any provision of this subsection to the contrary, this subsection shall not apply to any nonpartisan municipal election held in a city that had a ordinance in effect as of November 5, 2024, that permits voters to cast more than a single vote for each issue or candidate on which such voter is eligible to vote.**

**3.**"; and

Further amend said resolution and page, section 24, line 9, by inserting after all of said line the following:

**"3. Notwithstanding any provision of this section to the contrary, this section shall not apply to any nonpartisan municipal election held in a city that had a ordinance in effect as of November 5, 2024, that requires a preliminary election at which more than one candidate advances to a subsequent election."**; and

Further amend said resolution, page 3, section 25, by striking all of said section from the resolution; and

Further amend said resolution and page, section B, lines 8-13, by striking all of said lines and inserting in lieu thereof the following:

“● **Make the Constitution consistent with state law by only allowing citizens of the United States to vote;**

● **Prohibit the ranking of candidates by limiting voters to a single vote per candidate or issue; and**”; and

Further amend the title and enacting clause accordingly.

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

Senator Brown (26) moved that **SS** for **SJR 78**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown (26), **SS** for **SJR 78**, as amended, was declared perfected and ordered printed.

Senator Luetkemeyer moved that **SB 1351**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 1351**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 1351

An Act to repeal section 256.410, RSMo, and to enact in lieu thereof one new section relating to the release of certain confidential information by the division of geology and land survey, with penalty provisions.

Was taken up.

Senator Luetkemeyer moved that **SCS** for **SB 1351** be adopted.

Senator Luetkemeyer offered **SS** for **SCS** for **SB 1351**, entitled:

SENATE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 1351

An Act to repeal section 256.410, RSMo, and to enact in lieu thereof one new section relating to the release of certain confidential information by the Missouri geological survey, with penalty provisions.

Senator Luetkemeyer moved that **SS** for **SCS** for **SB 1351** be adopted, which motion prevailed.

On motion of Senator Luetkemeyer, **SS** for **SCS** for **SB 1351** was declared perfected and ordered printed.

**REFERRALS**

At the request of President Pro Tem Rowden, the Fiscal Oversight referral for **SS** for **SCS** for **SB 834** and **SS** for **SB 1359** was withdrawn.

President Pro Tem Rowden referred **HB 1803** to the Committee on Fiscal Oversight.

President Pro Tem Rowden referred **SCR 36** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

### 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 No. 2** for **HJR 78**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 4(b) of Article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax assessments.

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 1481**, entitled:

An Act to repeal sections 84.020, 84.030, 84.100, 84.150, 84.160, 84.170, 84.175, 84.240, 84.341, 84.342, 84.343, 84.344, 84.345, 84.346, 84.347, and 105.726, RSMo, and to enact in lieu thereof ten new sections relating to the operation of certain law enforcement agencies, 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 **HB 1707**, entitled:

An Act to repeal sections 300.100 and 304.022, RSMo, and to enact in lieu thereof three new sections relating to law enforcement 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 **HB 2098**, entitled:

An Act to repeal section 288.036 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, section 288.036 as enacted by house bill no. 1456, ninety-third general assembly, second regular session, section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly,

first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof two new sections relating to employment security.

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 2140**, entitled:

An Act to repeal sections 115.125, 115.127, 115.277, 115.284, 115.295, 115.430, 115.635, 115.637, 115.642, and 137.073, RSMo, and to enact in lieu thereof thirteen new sections relating to elections, 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 2087**, entitled:

An Act to repeal sections 108.170, 130.011, 130.021, 130.031, 130.036, 130.041, 361.700, 361.705, 361.707, 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 376.1345, 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof fifty-seven new sections relating to financial transactions, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

### **INTRODUCTION OF GUESTS**

Senator Williams introduced to the Senate, former Senator, Rita Days, St. Louis.

The President introduced to the Senate, U.S. Senator, Eric Schmitt, Bridgeton.

Senator Beck introduced to the Senate, Ingrid Schroth, Peru.

Senator Luetkemeyer introduced to the Senate, former Senator, Charlie Shields, Faucett.

On motion of Senator O’Laughlin, the Senate adjourned until 1:00 p.m., Wednesday, April 3, 2024.

SENATE CALENDAR

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FORTY-THIRD DAY—WEDNESDAY, APRIL 3, 2024  
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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS HBs 2432, 2482 & 2543	HCS for HB 1483
HB 2142-Baker	HCS for HBs 1900, 1591 & 2515
HCS for HBs 2628 & 2603	HCS for HRB 1
HCS for HBs 1948, 2066, 1721 & 2276	HCS for HB 1533
HB 2274-Smith (155)	HB 1870-Taylor (48)
HCS for HB 2227	HB 2084-Banderman
HB 1516-Murphy	HCS for HBs 1777, 2203, 2059 & 2502
HCS for HB 1413	HCS#2 for HJR 78
HCS for HBs 2626 & 1918	HCS for HB 1481
HCS for HBs 1692 & 1748	HB 1707-Myers
HCS for HB 1746	HB 2098-Thompson
HB 2170-Gregory	HCS for HB 2140
HB 2082-Gregory	HCS for HB 2087
HB 2320-Seitz	

THIRD READING OF SENATE BILLS

SS#2 for SB 862-Thompson Rehder (In Fiscal Oversight)	SS for SCS for SJR 50-Koenig (In Fiscal Oversight)
SS for SCS for SBs 894 & 825-Fitzwater (In Fiscal Oversight)	SS#2 for SB 872-Eslinger (In Fiscal Oversight)
SS for SB 1359-Trent	SS for SB 1111-Black
SS for SCS for SB 834-Crawford	SS for SCS for SB 835-Crawford (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 782-Bean, with SCS	6. SB 1391-Luetkemeyer, with SCS
2. SB 898-Black	7. SB 751-Brown (16)
3. SB 734-Eigel, with SCS	8. SB 757-O'Laughlin, with SCS
4. SB 735-Eigel and Moon, with SCS	9. SB 936-Bernskoetter, with SCS
5. SB 1036-Razer, with SCS	10. SB 1388-Razer

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|--------------------------------------|-----------------------------------|
| 11. SB 1422-Black, with SCS          | 26. SB 1029-Moon                  |
| 12. SB 890-Mosley                    | 27. SB 753-Brown (16)             |
| 13. SB 1296-O'Laughlin               | 28. SB 826-Koenig                 |
| 14. SB 844-Bernskoetter              | 29. SB 789-Razer                  |
| 15. SB 768-Thompson Rehder, with SCS | 30. SB 829-Rowden, with SCS       |
| 16. SB 1266-Luetkemeyer, with SCS    | 31. SB 969-Washington             |
| 17. SB 1379-Arthur                   | 32. SB 1099-Washington            |
| 18. SB 1362-Crawford                 | 33. SB 1468-Luetkemeyer, with SCS |
| 19. SB 1155-Mosley                   | 34. SB 1200-Trent, with SCS       |
| 20. SB 1326-McCreery                 | 35. SB 1070-McCreery, with SCS    |
| 21. SB 1277-Black                    | 36. SB 817-Brown (26)             |
| 22. SB 884-Roberts, with SCS         | 37. SB 1340-Bernskoetter          |
| 23. SB 1393-O'Laughlin               | 38. SB 819-Brown (26), with SCS   |
| 24. SB 907-Carter                    | 39. SB 812-Coleman                |
| 25. SB 869-Moon, et al               |                                   |

#### HOUSE BILLS ON THIRD READING

- |   |                          |
|---|--------------------------|
| HCS for HB 2634 (Coleman)                         | HCS for HB 2016 (Hough)  |
| HB 1488-Shields (Arthur) (In Fiscal Oversight)    | HB 1495-Griffith (Black) |
| HB 1803-Thompson (Crawford) (In Fiscal Oversight) |                          |

#### INFORMAL CALENDAR

#### SENATE BILLS FOR PERFECTION

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|--|---|
| SB 739-Cierpiot  | SB 830-Rowden, with SS, SA 2 &<br>point of order (pending)  |
| SB 740-Cierpiot, with SCS                                      | SB 845-Bernskoetter   |
| SB 742-Arthur, with SS (pending)                               | SB 847-Hough, with SCS, SS for SCS & SA 1<br>(pending)  |
| SB 745-Bernskoetter, with SS & SA 1(pending)                   | SB 848-Hough  |
| SB 748-Hough   | SB 850-Brown (16)   |
| SB 750-Hough, with SCS & SA 1 (pending)                        | SB 876-Bean, with SCS & SS for SCS (pending)  |
| SBs 767 & 1342-Thompson Rehder, with SCS                       | SB 903-Schroer  |
| SB 772-Gannon  | SB 964-Razer, with SS & SA 5 (pending)  |
| SB 778-Eslinger, with SS & SA 1 (pending)                      | SB 984-Schroer, with SS, SA 1 &<br>SA 1 to SA 1 (pending)   |
| SB 799-Fitzwater and Eigel, with SCS &<br>SS for SCS (pending) | SBs 1168 & 810-Coleman, with SCS, SS for<br>SCS, SA 2, SA 1 to SA 2 &<br>point of order (pending) |
| SB 801-Fitzwater, with SCS                                     | SB 1199-Trent   |
| SB 811-Coleman, with SCS, SS#2 for SCS &<br>SA 1 (pending)     |   |
| SB 818-Brown (26) and Coleman, with SS &<br>SA 2 (pending)     |   |



SB 1207-Hoskins, with SS & SA 1 (pending)  
SB 1375-Eslinger

SB 1392-Trent

RESOLUTIONS

SR 557-Eigel  
SR 558-Eigel  
SR 561-Moon  
SR 562-Moon

SR 563-Moon  
SR 631-May  
SR 647-Coleman  
HCR 65-Patterson (O'Laughlin)

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