

Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FIRST DAY - WEDNESDAY, MAY 8, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Stephen George offered the following prayer:

“Teach us to number our days, that we may gain a heart of wisdom.” (Psalm 90:12 NIV)

Almighty God, we ask that You would guide our deliberations today with Your spirit of wisdom and understanding. May our time together be fruitful, and may each decision we make be grounded in wisdom and integrity, reflecting our commitment to serve the people of this great state. 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 of the previous day was read and approved.

Photographers from ABC 17, Gray TV, KOMU 8 News, and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

Senator Bernskoetter requested unanimous consent of the Senate to allow a Jefferson City Police officer to enter the chamber with side arms, which request was granted.

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

Present—Senators

| | | | | | | |
|--------------------|-----------------|----------|--------------|-------------|-------------|--------------------|
| Arthur | Bean | 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 | Rizzo | Roberts | Rowden |
| Schroer | Thompson Rehder | Trent | Washington | Williams—33 | | |

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brown (26) offered Senate Resolution No. 1007, regarding Eagle Scout Sam Tecklenburg, Washington, which was adopted.

Senator Eslinger offered Senate Resolution No. 1008, regarding Rick “Cowboy Rick” and Bev “Arkansas Bev” Hamby, West Plains, which was adopted.

Senator Carter offered Senate Resolution No. 1009, regarding William “Bill” Putnam, Jr., Carthage, which was adopted.

Senator Koenig offered Senate Resolution No. 1010, regarding Leslie Randall "Les" Hall, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1011, regarding Richard Nicholas Mesz, Jr., Wildwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1012, regarding Patricia "Pat" Ellen Brown, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1013, regarding Ray Mohr Elliott, Jr., Wildwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1014, regarding Richard Peter Johnson, Wildwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1015, regarding Buford D. "Rusty" Coy, Manchester, which was adopted.

Senator Koenig offered Senate Resolution No. 1016, regarding George Curtis Brown, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1017, regarding Donald Charles Lochmoeller, St. Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 1018, regarding Ralph Lee Kettmann, Chesterfield, which was adopted.

Senators Roberts and Thompson Rehder offered Senate Resolution No. 1019, regarding Percy Menzies, St. Louis, which was adopted.

On motion of Senator O'Laughlin, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

PRIVILEGED MOTIONS

Senator Trent moved that **SS** for **SB 1359**, with **HCS**, as amended, be taken up for 3rd reading and final passage.

HCS for **SS** for **SB 1359**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE BILL NO. 1359

An Act to repeal sections 208.151, 303.425, 303.430, 303.440, 361.700, 361.705, 361.707, 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 374.190, 379.1640, 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof fifty-nine new sections relating to financial institutions, with penalty provisions.

Was taken up.

Senator Fitzwater assumed the Chair.

Pursuant to Rule 91, Senator Luetkemeyer requested unanimous consent of the Senate to be excused from voting on the adoption and 3rd reading of **HCS** for **SS** for **SB 1359**, which request was granted.

Senator Trent moved that **HCS** for **SS** for **SB 1359**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

| | | | | | | |
|--------------------|----------|---------|--------------|-----------------|-----------|--------------------|
| Arthur | Bean | Beck | Bernskoetter | Black | Brattin | Brown (16th Dist.) |
| Brown (26th Dist.) | Cierpiot | Coleman | Crawford | Eslinger | Fitzwater | Gannon |
| Hoskins | Hough | Koenig | May | McCreery | Mosley | O'Laughlin |
| Rizzo | Roberts | Rowden | Schroer | Thompson Rehder | Trent | Washington |
| Williams—29 | | | | | | |

NAYS—Senators

| | | |
|--------|-------|--------|
| Carter | Eigel | Moon—3 |
|--------|-------|--------|

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

Excused from voting—Senator Luetkemeyer—1

On motion of Senator Trent, **HCS** for **SS** for **SB 1359**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | |
|--------------------|----------|---------|-----------------|----------|------------|--------------------|
| Arthur | Bean | Beck | Bernskoetter | Black | Brattin | Brown (16th Dist.) |
| Brown (26th Dist.) | Cierpiot | Coleman | Crawford | Eslinger | Fitzwater | Gannon |
| Hoskins | Hough | Koenig | May | McCreery | Mosley | O'Laughlin |
| Rizzo | Roberts | Rowden | Thompson Rehder | Trent | Washington | Williams—28 |

NAYS—Senators

| | | | |
|--------|-------|------|-----------|
| Carter | Eigel | Moon | Schroer—4 |
|--------|-------|------|-----------|

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

Excused from voting—Senator Luetkemeyer—1

The President declared the bill passed.

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

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

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

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 **HB 1936**, entitled:

An Act to repeal sections 253.545, 253.550, 253.557, and 253.559, RSMo, and to enact in lieu thereof five new sections relating to facilities of historical significance.

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 2571**, entitled:

An Act to repeal sections 50.800 and 50.810, RSMo, and section 50.815 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.815 as enacted by house bill no. 669, seventy-seventh general assembly, first regular session, section 50.820 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.820 as enacted by house bill no. 669, seventy-seventh general assembly, first regular session, section 105.145 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 105.145 as enacted by senate bill no. 112, ninety-ninth general assembly, first regular session, and to enact in lieu thereof three new sections relating to financial statements of certain local governments, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
May 7, 2024

To the Secretary of the Senate
102nd General Assembly
Second Regular Session
State of Missouri

Herewith I return to you Senate Substitute Number 2 For Senate Committee Substitute For Senate Bill Number 727, entitled:

AN ACT

To repeal sections 135.713, 135.714, 135.715, 160.011, 160.041, 160.400, 160.415, 161.670, 162.471, 162.492, 162.611, 162.996, 163.011, 163.018, 163.021, 163.044, 163.172, 166.700, 167.031, 167.061, 167.071, 167.600, 167.619, 167.850, 168.021, 168.110, 168.400, 168.500, 169.560, 169.660, 170.048, 171.031, 171.033, 173.232, 210.167, 210.211, 211.031, 452.375, and 595.209, RSMo, and to enact in lieu thereof forty-four new sections relating to elementary and secondary education, with penalty provisions and an effective date for certain sections.

On May 7, 2024, I approved said Senate Substitute Number 2 For Senate Committee Substitute For Senate Bill Number 727.

Respectfully submitted,
Michael L. Parson
Governor

HOUSE BILLS ON THIRD READING

HB 1713, introduced by Representative Schnelting, entitled:

An Act to repeal sections 143.174 and 143.175, RSMo, and to enact in lieu thereof two new sections relating to a tax deduction for members of the armed forces.

Was taken up by Senator Schroer.

Senator Schroer offered SS for **HB 1713**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1713

An Act to repeal sections 143.174, 143.175, 173.239, 191.480, and 301.3061, RSMo, and to enact in lieu thereof twenty new sections relating to military affairs.

Senator Schroer moved that SS for **HB 1713** be adopted.

Senator Roberts offered SA 1:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1713, Page 1, Section A, Line 7, by inserting after all of said line the following:

“37.1300. For the purposes of sections 37.1300 to 37.1330, the following terms mean:

- (1) “Council”, the Missouri geospatial advisory council established in section 37.1310;**
- (2) “Geographic information system (GIS)”, a computer system for capturing, storing, checking, and displaying data related to positions on the Earth's surface that enables easily seeing, analyzing, and understanding patterns and relationships;**
- (3) “Geospatial”, relating to or denoting data that is associated with a particular location;**
- (4) “Missouri Spatial Data Information Service” or “MSDIS”, Missouri's primary spatial data clearinghouse responsible for collecting and distributing vector data, aerial photography, and light detection and ranging elevation data that are generated, updated, and funded by state, local, and regional agencies and governments.**

37.1310. There is hereby established within the office of administration the “Missouri Geospatial Advisory Council”, which is charged with advising the state in ensuring the availability, implementation, and enhancement of a statewide geospatial data infrastructure. The council shall be established within the office of the commissioner of administration.

37.1320. 1. The council shall consist of members as follows:

- (1) The commissioner of administration, or the commissioner's designee;**
- (2) The director of the department of agriculture, or the director's designee;**
- (3) The director of the department of conservation, or the director's designee;**
- (4) The director of the department of economic development, or the director's designee;**

- (5) The director of the department of elementary and secondary education, or the director's designee;
- (6) The director of the department of health and senior services, or the director's designee;
- (7) The director of the department of natural resources, or the director's designee;
- (8) The Missouri military advocate, or the advocate's designee;
- (9) The adjutant general of the department of the national guard, or the adjutant general's designee;
- (10) The director of the department of public safety, or the director's designee;
- (11) The director of the department of revenue, or the director's designee;
- (12) The director of the department of social services, or the director's designee;
- (13) The director of the department of transportation, or the director's designee;
- (14) The director of the United States Geological Survey, or the director's designee;
- (15) The director of the United States Department of Agriculture – Natural Resource Conservation Service, or the director's designee;
- (16) The director of the Missouri 911 service board, or the director's designee;
- (17) The president of the University of Missouri system, or the president's designee;
- (18) The director of the Missouri Spatial Data Information Service, or the director's designee;
- (19) The director of the National Geospatial Intelligence Agency-West, or the director's designee;
- (20) A member of the state senate, appointed by the president pro tempore of the senate;
- (21) A member of the house of representatives, appointed by the speaker of the house of representatives;
- (22) Thirteen citizens of Missouri, appointed by the commissioner of administration. Such individuals shall represent a geographic balance from within the state, representing both rural and urban areas with at least one individual from each of the seven Missouri economic development regions, as determined by the Missouri economic research information center. Such individuals shall additionally represent city, county, and local government; the private sector; public safety; and academia; and
- (23) Additional subject matter experts may participate in activities as non-council members.

2. Appointed members of the council shall serve three-year terms and shall serve until their successors are appointed. Vacancies on the council shall be filled in the same manner as the original appointment and such member appointed shall serve the remainder of the unexpired term.

3. The council shall meet monthly and as otherwise required by the commissioner of the office of administration.

4. The council shall designate from its members a chair and chair-elect for one-year terms and shall adopt written guidelines to govern the management of the council.

5. Each member of the council shall serve without compensation but may be reimbursed for his or her actual and necessary expenses incurred in the performance of his or her duties as a member of the council.

6. The commissioner of the office of administration shall designate an employee of the office of administration as executive secretary for the council, who shall serve as a nonvoting member and shall maintain the records of the council's activities and decisions and shall be responsible for correspondence between the council and other agencies.”; and

Further amend the title and enacting clause accordingly.

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

Senator Schroer moved that **SS** for **HB 1713**, as amended, be adopted which motion prevailed.

Senator Schroer moved that **SS** for **HB 1713**, as amended, be read the 3rd time and finally passed and was recognized to close.

Senator Rowden referred **SS** for **HB 1713**, as amended, to the Committee on Fiscal Oversight.

President Pro Tem Rowden referred **HCS** for **HCR 30**, to the Committee on Rules, Joint Rules, Resolutions, and Ethics.

At the request of Senator Thompson Rehder, **HCS** for **HB 2227** was placed on the Informal Calendar.

HB 1912, introduced by Representative McGirl, entitled:

An Act to repeal sections 143.081 and 143.436, RSMo, and to enact in lieu thereof two new sections relating to the taxation of pass-through entities.

Was taken up by Senator Koenig.

Senator Koenig offered **SS** for **HB 1912**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1912

An Act to repeal sections 143.081 and 143.436, RSMo, and to enact in lieu thereof two new sections relating to the taxation of pass-through entities.

Senator Koenig moved that **SS** for **HB 1912** be adopted, which motion prevailed.

Senator Bean assumed the Chair.

On motion of Senator Koenig, **SS** for **HB 1912** was read the 3rd time and passed by the following vote:

YEAS—Senators

| | | | | | | |
|--------------------|------------|-------------|--------------|----------|----------|--------------------|
| Arthur | Bean | Beck | Bernskoetter | Black | Brattin | Brown (16th Dist.) |
| Brown (26th Dist.) | Carter | Cierpiot | Coleman | Crawford | Eigel | Eslinger |
| Fitzwater | Hoskins | Koenig | Luetkemeyer | May | McCreery | Moon |
| Mosley | O'Laughlin | Rizzo | Roberts | Rowden | Schroer | Thompson Rehder |
| Trent | Washington | Williams—31 | | | | |

NAYS—Senators—None

Absent—Senators

| | |
|--------|---------|
| Gannon | Hough—2 |
|--------|---------|

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

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

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

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

On motion of Senator O'Laughlin, the Senate recessed until 6:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Hough.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

May 8, 2024

Kristina Martin
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin,

In accordance with RSMo 558.019, I hereby appoint Senator Curtis Trent to the Sentencing Advisory Commission to replace Senator Tony Luetkemeyer.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri State Senate

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Wilbur Streib.

On motion of Senator Bean, the Senate adjourned until 9:00 a.m., Thursday, May 9, 2024.

SENATE CALENDAR

SIXTY-SECOND DAY—THURSDAY, MAY 9, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith
HB 1750-Haffner
HB 2075-Coleman

HB 2650-Haley
HCS#2 for HB 1936
HB 2571-McGaugh

THIRD READING OF SENATE BILLS

SS for SB 748-Hough

SENATE BILLS FOR PERFECTION

- | | |
|-------------------------------------|-----------------------------------|
| 1. SB 844-Bernskoetter | 16. SB 789-Razer |
| 2. SB 768-Thompson Rehder, with SCS | 17. SB 829-Rowden, with SCS |
| 3. SB 1266-Luetkemeyer, with SCS | 18. SB 969-Washington |
| 4. SB 1379-Arthur | 19. SB 1099-Washington |
| 5. SB 1362-Crawford | 20. SB 1468-Luetkemeyer, with SCS |
| 6. SB 1155-Mosley | 21. SB 1200-Trent, with SCS |
| 7. SB 1326-McCreery | 22. SB 1070-McCreery, with SCS |
| 8. SB 1277-Black | 23. SB 817-Brown (26) |
| 9. SB 884-Roberts, with SCS | 24. SB 1340-Bernskoetter |
| 10. SB 1393-O'Laughlin | 25. SB 819-Brown (26), with SCS |
| 11. SB 907-Carter | 26. SB 812-Coleman |
| 12. SB 869-Moon, et al | 27. SB 1001-Koenig |
| 13. SB 1029-Moon | 28. SB 946-Thompson Rehder |
| 14. SB 753-Brown (16) | 29. SB 1374-Gannon |
| 15. SB 826-Koenig | 30. SB 1260-Gannon |

HOUSE BILLS ON THIRD READING

1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight)
2. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight)
3. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight)
4. HB 2430-McGill (Schroer)
(In Fiscal Oversight)
5. HB 2082-Gregory (Crawford)
6. HB 2142-Baker (Eslinger)
(In Fiscal Oversight)
7. HCS for HBs 2628 & 2603, with SCS (Schroer)
8. HCS for HB 2065 (Hough)
9. HB 1516-Murphy (Trent)
(In Fiscal Oversight)
10. HCS for HB 1481, with SCS (Schroer)
(In Fiscal Oversight)
11. HCS for HB 2431, with SCS (Black)
12. HCS HBs 2432, 2482 & 2543 (Luetkemeyer)
13. HCS for HBs 2322 & 1774 (Trent)
14. HCS for HB 2015, with SCS (Hough)
15. HCS for HB 2002, with SCS (Hough)
16. HCS for HB 2003, with SCS (Hough)
17. HCS for HB 2004, with SCS (Hough)
18. HCS for HB 2005, with SCS (Hough)
19. HCS for HB 2006, with SCS (Hough)
20. HCS for HB 2007, with SCS (Hough)
21. HCS for HB 2008, with SCS (Hough)
22. HCS for HB 2009, with SCS (Hough)
23. HCS for HB 2010, with SCS (Hough)
24. HCS for HB 2011, with SCS (Hough)
25. HCS for HB 2012, with SCS (Hough)
26. HCS for HB 2013, with SCS (Hough)
27. HCS for HB 2017, with SCS (Hough)
28. HCS for HB 2018, with SCS (Hough)
29. HCS for HB 2019, with SCS (Hough)
30. HCS for HB 2020, with SCS (Hough)
31. HCS for HB 1775, with SCS (Crawford)
(In Fiscal Oversight)
32. HCS for HB 2688 (Thompson Rehder)
33. HCS for HBs 1818 & 2345 (Thompson Rehder)
34. HCS for HBs 1948, 2066, 1721 & 2276,
with SCS (Brown (16))
35. HCS for HB 2413 (Gannon)
36. HB 2170-Gregory, with SCS (Trent)
(In Fiscal Oversight)
37. HCS for HB 2064 &
HCS#2 for HB 1886, with SCS
(Luetkemeyer) (In Fiscal Oversight)
38. HCS for HJR 68 & 79 (Cierpiot)
(In Fiscal Oversight)
39. HCS for HB 1564, with SCS (Gannon)
(In Fiscal Oversight)
40. HB 2084-Banderman, with SCS (Brown (26))
41. HCS for HB 2763
42. HCS for HB 2153, with SCS (Bean)
(In Fiscal Oversight)
43. HJR 132-Hausman (Fitzwater)
(In Fiscal Oversight)
44. HCS for HB 2797, with SCS (Fitzwater)
(In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 734-Eigel, with SCS | SB 778-Eslinger, with SS & SA 1 (pending) |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 782-Bean, with SCS, SS for SCS, SA 4 & SSA 1 for SA 4, as amended (pending) |
| SB 740-Cierpiot, with SCS, SS for SCS & SA 3 (pending) | SB 799-Fitzwater and Eigel, with SCS & SS for SCS (pending) |
| SB 742-Arthur, with SS (pending) | SB 801-Fitzwater, with SCS |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 811-Coleman, with SCS, SS#2 for SCS & SA 1 (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | |
| SB 757-O'Laughlin, with SCS | |
| SB 772-Gannon | |

| | |
|---|---|
| SB 818-Brown (26) and Coleman, with SS & SA 2 (pending) | SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1 (pending) |
| SB 830-Rowden, with SS, SA 2 & point of order (pending) | SB 1036-Razer and Rizzo, with SCS |
| SB 845-Bernskoetter | SBs 1168 & 810-Coleman, with SCS, SS for SCS, SA 2, SA 1 to SA 2 & point of order (pending) |
| SB 847-Hough, with SCS, SS for SCS & SA 1 (pending) | SB 1199-Trent |
| SB 848-Hough | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 850-Brown (16) | SB 1375-Eslinger |
| SB 876-Bean, with SCS & SS for SCS (pending) | SB 1391-Luetkemeyer, with SCS |
| SB 903-Schroer | SB 1392-Trent |
| SB 936-Bernskoetter, with SCS & SS for SCS (pending) | SB 1422-Black, with SCS |

HOUSE BILLS ON THIRD READING

| | |
|--|-------------------------------------|
| HB 1488-Shields (Arthur) | SS for HB 1713-Schnelting (Schroer) |
| HCS for HB 1511 (Brown (26)) | (In Fiscal Oversight) |
| HCS for HB 1659, with SCS, SS for SCS & SA 9, as amended (pending) (Luetkemeyer) | HCS for HB 2227 (Thompson Rehder) |

SENATE BILLS WITH HOUSE AMENDMENTS

SS#4 for SCS for SJRs 74, 48, 59, 61 & 83-Coleman, et al, with HCS, as amended

RESOLUTIONS

| | |
|--------------|-------------------------------|
| SR 557-Eigel | SR 563-Moon |
| SR 558-Eigel | SR 631-May |
| SR 561-Moon | SR 647-Coleman |
| SR 562-Moon | HCR 65-Patterson (O'Laughlin) |

Reported from Committee

SCR 36-Moon, et al

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