

Journal of the Senate

SECOND REGULAR SESSION

FOURTH DAY—TUESDAY, JANUARY 9, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“I bless the Lord who gives me counsel; in night also my heart instructs me. I keep the Lord always before me; because he is at my right hand, I shall not be moved.” (Psalm 16:7-8)

O God, we pray that You give us patience to understand the instruction You send to us when our minds are quiet and we are open to be taught by You. May our thoughts and actions be done mindful You are always at our right hand for this is what we are called to do. 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 Libla offered Senate Resolution No. 1083, regarding William “Bill” Foster, Portageville, which was adopted.

Senator Hegeman offered Senate Resolution No. 1084, regarding Eagle Scout Austin Brown, which was adopted.

Senator Hegeman offered Senate Resolution No. 1085, regarding the Seventy-fifth Wedding Anniversary of Warren and Georgia Stucki, Savannah, which was adopted.

Senator Hegeman offered Senate Resolution No. 1086, regarding the Seventieth Wedding Anniversary of Bill and Earlene Vaughn, Maysville, which was adopted.

Senator Hegeman offered Senate Resolution No. 1087, regarding the Sixtieth Wedding Anniversary of H.A. and Suzanne Roberson, Bethany, which was adopted.

CONCURRENT RESOLUTIONS

Senator Holsman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 32

Relating to an application to Congress for the calling of an Article V convention of states to propose certain amendments to the United States Constitution which regulate elections.

Whereas, the framers of the Constitution of the United States of America intended that the Congress of the United States of America should be “dependent on the people alone” (James Madison, Federalist 52); and

Whereas, that dependency has evolved from a dependency on the people alone to a dependency on powerful special interests, through campaigns or third-party groups, that have created a fundamental imbalance in our representative democracy; and

Whereas, Americans across the political spectrum agree that elections in the United States of America should be free from the disproportional influence of special interests and fair enough that any citizen can be elected into office; and

Whereas, the Constitution of the State of Missouri states “that all political power is vested in and derived from the people; that all government of right originates from the people, is founded upon their will only, and is instituted solely for the good of the whole” and the people have the exclusive right to alter their constitutions of government whenever they deem it necessary (Article I, Sections 1 & 3); and

Whereas, Article V of the United States Constitution requires Congress to call a convention for proposing amendments to the federal Constitution on the application of two-thirds of the legislatures of the several states; and

Whereas, the Missouri General Assembly perceives the need for an amendments convention in order to restore balance and integrity to our elections by proposing an amendment to the federal Constitution that will permanently protect free and fair elections in America by addressing, inter alia, issues raised by the decisions of the United States Supreme Court in *Citizens United v. Federal Election Commission* (2010) 130 S.Ct. 876 and related cases and events; and

Whereas, the Missouri General Assembly perceives the need for an amendments convention in order to restore transparency to our elections by proposing an amendment to the federal Constitution that will permanently impose transparency in the contributions and expenditures being made by entities engaged in electioneering activities, including all organizations organized as nonprofit organizations and that are exempt from taxation under Section 501(c)4 of the Internal Revenue Code and desires that said convention should be so limited; and

Whereas, the State of Missouri desires that the delegates to said convention shall be comprised equally of individuals currently elected to state and local office, or be selected by election, in each Congressional district for the purpose of serving as delegates, though all individuals elected or appointed to federal office, now or in the past, be prohibited from serving as delegates to the convention, and intends to retain the ability to restrict or expand the power of its delegates within the limits expressed herein; and

Whereas, the State of Missouri intends that this be a continuing application considered together with applications calling for a convention passed in the 2013-2014 Vermont legislature as R454, the 2013-2014 California legislature as Resolution Chapter 77, the 98th Illinois General Assembly as SJR 42, the 2014-2015 New Jersey legislature as SCR 132, the 2015-2016 Rhode Island legislature as HR 7670 and SR 2589, and all other passed, pending, and future applications until such time as two-thirds of the several states have applied for a convention for a similar purpose and said convention is convened by Congress:

Now Therefore Be It Resolved that the members of the Missouri Senate, Ninety-ninth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby apply to the United States Congress, under the provisions of Article V of the United States

Constitution for the calling of a convention of the states for the exclusive purpose of proposing an amendment to the United States Constitution that will restore free, fair, and transparent elections as described herein; and

Be It Further Resolved that the Secretary of the Senate transmit copies of this resolution to the President of the United States; the Vice President of the United States in his capacity as presiding officer of the United States Senate, the Speaker of the United States House of Representatives, the Minority Leader of the United States House of Representatives, the President Pro Tempore of the United States Senate, to each Senator and Representative from Missouri in the Congress of the United States with the respectful request that the full and complete text of this resolution be printed in the Congressional Record, to the presiding officers of each legislative body of each of the several states, requesting the cooperation of the states in issuing an application compelling Congress to call a convention for proposing amendments pursuant to Article V of the U.S. Constitution.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 883—By Holsman.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to the designation of February as earthquake awareness month.

SB 884—By Koenig.

An Act to repeal section 144.087, RSMo, and to enact in lieu thereof one new section relating to bonding requirements of retail sales licensees.

SB 885—By Rowden.

An Act to repeal section 94.900, RSMo, and to enact in lieu thereof one new section relating to sales taxes for public safety.

SB 886—By Rowden.

An Act to repeal sections 313.905, 313.915, 313.920, 313.925, 313.935, 313.940, 313.945, 313.950, and 313.955, RSMo, and to enact in lieu thereof eleven new sections relating to fantasy sports contests, with penalty provisions.

SB 887—By Rowden.

An Act to amend chapters 143 and 443, RSMo, by adding thereto seven new sections relating to savings accounts for first-time home buyers.

SB 888—By Rowden.

An Act to repeal sections 43.500, 43.503, 43.504, 43.506, 43.509, 43.527, 43.530, 43.535, 43.540, 43.543, 43.546, 43.547, 192.2495, 210.482, 210.487, 302.060, 313.810, and 610.120, RSMo, and to enact in lieu thereof eighteen new sections relating to criminal history records, with existing penalty provisions.

SB 889—By Rowden.

An Act to repeal section 321.320, RSMo, and to enact in lieu thereof one new section relating to the annexation of property within fire protection districts.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

**SENATE HEARING SCHEDULE
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
JANUARY 9, 2018**

	Monday	Tuesday	Wednesday	Thursday
8:00 a.m.		Insurance and Banking SL (Wieland) Ways and Means SCR 1 (Wallingford) Appropriations SCR 2 (Brown)	Seniors, Families and Children SL (Sater) Government Reform SCR 1 (Rowden) Progress and Development SCR 2 (Walsh)	Transportation, Infrastructure and Public Safety SL (Schatz) Veterans and Military Affairs SCR 1 (Hoskins) Appropriations SCR 2 (Brown)
9:00 a.m.		Rules, Joint Rules, Resolutions and Ethics SL (Kehoe)	Appropriations SCR 2 (Brown)	Fiscal Oversight SCR 1 (Cunningham)
10:15 a.m.		Local Government and Elections SL (Hegeman) Small Business and Industry SCR 1 (Libla)	Gubernatorial Appointments SL (Richard) Health and Pensions SCR 1 (Schaaf)	
12:00 p.m.		Economic Development SL (Wasson) Education SCR 1 (Romine)	Commerce, Consumer Protection, Energy and the Environment SL (Emery) General Laws SCR 1 (Onder)	
1:00 p.m.				
2:00 p.m.	Judiciary and Civil and Criminal Jurisprudence SL (Dixon) Professional Registration SCR 1 (Riddle) Agriculture, Food Production and Outdoor Resources SCR 2 (Munzlinger)			

On motion of Senator Kehoe, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by President Parson.

SECOND READING OF SENATE BILLS

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

- SB 595**—General Laws.
- SB 596**—Government Reform.
- SB 597**—Professional Registration.
- SB 598**—Transportation, Infrastructure and Public Safety.
- SB 599**—General Laws.
- SB 600**—Insurance and Banking.
- SB 601**—Small Business and Industry.
- SB 602**—General Laws.
- SB 603**—General Laws.
- SB 604**—Judiciary and Civil and Criminal Jurisprudence.
- SB 605**—Small Business and Industry.
- SB 606**—Economic Development.
- SB 607**—Small Business and Industry.
- SB 608**—Small Business and Industry.
- SB 609**—General Laws.
- SB 610**—Seniors, Families and Children.
- SB 611**—Ways and Means.
- SB 612**—Government Reform.
- SB 613**—Professional Registration.
- SB 614**—Rules, Joint Rules, Resolutions and Ethics.
- SB 615**—Ways and Means.
- SB 616**—Judiciary and Civil and Criminal Jurisprudence.
- SB 617**—Ways and Means.
- SB 618**—Education.
- SB 619**—Transportation, Infrastructure and Public Safety.
- SB 620**—Small Business and Industry.
- SB 621**—Small Business and Industry.
- SB 622**—Transportation, Infrastructure and Public Safety.
- SB 623**—Insurance and Banking.

SB 624—Transportation, Infrastructure and Public Safety.

SB 625—Ways and Means.

SB 626—Transportation, Infrastructure and Public Safety.

SB 627—Agriculture, Food Production and Outdoor Resources.

SB 628—Health and Pensions.

SB 629—Economic Development.

SB 630—Economic Development.

SB 631—Economic Development.

SB 632—Economic Development.

SB 633—Government Reform.

SB 634—Local Government and Elections.

SB 635—Transportation, Infrastructure and Public Safety.

SB 636—Local Government and Elections.

SB 637—Small Business and Industry.

SB 638—Health and Pensions.

SB 639—Insurance and Banking.

SB 640—Education.

SB 641—Judiciary and Civil and Criminal Jurisprudence.

SB 642—Commerce, Consumer Protection, Energy and the Environment.

SB 643—Education.

SB 644—Government Reform.

RESOLUTIONS

Senator Hegeman offered Senate Resolution No. 1088, regarding the Sixtieth Wedding Anniversary of Kenneth and Lucy Hatten, Drexel, which was adopted.

Senator Sater offered Senate Resolution No. 1089, regarding Robert Offutt, which was adopted.

Senator Sater offered Senate Resolution No. 1090, regarding Doug Stroemel, Shell Knob, which was adopted.

Senator Sater offered Senate Resolution No. 1091, regarding Ridgley Southern Baptist Church, which was adopted.

INTRODUCTION OF GUESTS

Senator Schupp introduced to the Senate, the Physician of the Day, Dr. Christopher “Kit” Young, MD, Ballwin.

Senator Libla introduced to the Senate, Carol Workman, Holts Summit.

Senator Holsman introduced to the Senate, Nathan Garrett, Kansas City.

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

SENATE CALENDAR

FIFTH DAY—WEDNESDAY, JANUARY 10, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 645-Wallingford	SB 678-Eigel
SB 646-Wallingford	SB 679-Hummel
SB 647-Wallingford	SB 680-Hummel
SB 648-Romine	SB 681-Hummel
SB 649-Romine	SB 682-Munzlinger
SB 650-Romine	SB 683-Wasson
SB 651-Nasheed	SB 684-Chappelle-Nadal
SB 652-Nasheed	SB 685-Chappelle-Nadal
SB 653-Nasheed	SB 686-Chappelle-Nadal
SB 654-Sifton	SB 687-Sater
SB 655-Sifton	SB 688-Sater
SB 656-Sifton	SB 689-Sater
SB 657-Hegeman	SB 690-Emery
SB 658-Hegeman	SB 691-Emery
SB 659-Hegeman	SB 692-Emery
SB 660-Riddle	SB 693-Wallingford
SB 661-Riddle	SB 694-Wallingford
SB 662-Riddle	SB 695-Wallingford
SB 663-Schatz	SB 696-Romine
SB 664-Schatz	SB 697-Romine
SB 665-Schatz	SB 698-Nasheed
SB 666-Onder	SB 699-Sifton
SB 667-Onder	SB 700-Sifton
SB 668-Onder	SB 701-Sifton
SB 669-Schupp	SB 702-Hegeman
SB 670-Schupp	SB 703-Hegeman
SB 671-Schupp	SB 704-Hegeman
SB 672-Koenig	SB 705-Riddle
SB 673-Koenig	SB 706-Riddle
SB 674-Koenig	SB 707-Schatz
SB 675-Rowden	SB 708-Schatz
SB 676-Eigel	SB 709-Schatz
SB 677-Eigel	SB 710-Onder

SB 711-Schupp	SB 755-Schupp
SB 712-Schupp	SB 756-Sater
SB 713-Schupp	SB 757-Schatz
SB 714-Koenig	SB 758-Schatz
SB 715-Koenig	SB 759-Schatz
SB 716-Eigel	SB 760-Schupp
SB 717-Eigel	SB 761-Schatz
SB 718-Eigel	SB 762-Schatz
SB 719-Chappelle-Nadal	SB 763-Schatz
SB 720-Chappelle-Nadal	SB 764-Schatz
SB 721-Chappelle-Nadal	SB 765-Riddle
SB 722-Sater	SB 766-Riddle
SB 723-Sater	SB 767-Hoskins
SB 724-Sater	SB 768-Hoskins
SB 725-Emery	SB 769-Cunningham
SB 726-Emery	SB 770-Hegeman
SB 727-Emery	SB 771-Hoskins
SB 728-Wallingford	SB 772-Hoskins
SB 729-Wallingford	SB 773-Hoskins
SB 730-Wallingford	SB 774-Munzlinger
SB 731-Sifton	SB 775-Brown
SB 732-Sifton	SB 776-Sater
SB 733-Sifton	SB 777-Koenig
SB 734-Schatz	SB 778-Rowden
SB 735-Schatz	SB 779-Curls
SB 736-Schatz	SB 780-Curls
SB 737-Schupp	SB 781-Curls
SB 738-Schupp	SB 782-Cunningham
SB 739-Schupp	SB 783-Nasheed
SB 740-Chappelle-Nadal	SB 784-Nasheed
SB 741-Chappelle-Nadal	SB 785-Nasheed
SB 742-Chappelle-Nadal	SB 786-Schupp
SB 743-Sater	SB 787-Curls
SB 744-Sater	SB 788-Nasheed
SB 745-Sater	SB 789-Nasheed
SB 746-Emery	SB 790-Cierpiot
SB 747-Emery	SB 791-Nasheed
SB 748-Emery	SB 792-Nasheed
SB 749-Wallingford	SB 793-Wallingford
SB 750-Schatz	SB 794-Romine, et al
SB 751-Schatz	SB 795-Koenig
SB 752-Schatz	SB 796-Koenig
SB 753-Schupp	SB 797-Munzlinger
SB 754-Schupp	SB 798-Wallingford

SB 799-Wallingford	SB 843-Riddle
SB 800-Libla	SB 844-Riddle
SB 801-Nasheed	SB 845-Riddle
SB 802-Nasheed	SB 846-Schupp
SB 803-Nasheed	SB 847-Eigel
SB 804-Nasheed	SB 848-Riddle
SB 805-Crawford	SB 849-Kehoe and Schupp
SB 806-Crawford	SB 850-Wallingford
SB 807-Wasson	SB 851-Wallingford
SB 808-Brown	SB 852-Wallingford
SB 809-Koenig	SB 853-Wallingford
SB 810-Koenig	SB 854-Wallingford
SB 811-Munzlinger	SB 855-Curls
SB 812-Wallingford	SB 856-Curls
SB 813-Riddle	SB 857-Curls
SB 814-Riddle	SB 858-Curls
SB 815-Schatz	SB 859-Koenig
SB 816-Schatz	SB 860-Koenig
SB 817-Munzlinger	SB 861-Hegeman
SB 818-Brown	SB 862-Schatz
SB 819-Cunningham	SB 863-Cunningham
SB 820-Cunningham	SB 864-Hoskins
SB 821-Cunningham	SB 865-Kehoe
SB 822-Hegeman	SB 866-Kehoe
SB 823-Schatz	SB 867-Kehoe
SB 824-Cunningham	SB 868-Kehoe
SB 825-Sater	SB 869-Kehoe
SB 826-Sater	SB 870-Hegeman
SB 827-Sater	SB 871-Romine
SB 828-Nasheed	SB 872-Schatz
SB 829-Hoskins	SB 873-Schupp
SB 830-Riddle	SB 874-Emery
SB 831-Rowden	SB 875-Nasheed
SB 832-Rowden	SB 876-Sater
SB 833-Rowden	SB 877-Onder
SB 834-Rowden	SB 878-Wieland
SB 835-Rowden	SB 879-Wieland
SB 836-Rowden	SB 880-Wieland
SB 837-Rowden	SB 881-Eigel
SB 838-Rowden	SB 882-Hoskins
SB 839-Rowden	SB 883-Holsman
SB 840-Rowden	SB 884-Koenig
SB 841-Munzlinger	SB 885-Rowden
SB 842-Munzlinger	SB 886-Rowden

SB 887-Rowden
SB 888-Rowden
SB 889-Rowden
SJR 19-Munzlinger
SJR 20-Munzlinger
SJR 21-Chappelle-Nadal
SJR 22-Emery
SJR 23-Silvey
SJR 24-Silvey

SJR 25-Romine
SJR 26-Holsman
SJR 27-Holsman
SJR 28-Hegeman
SJR 29-Schupp
SJR 30-Koenig
SJR 31-Eigel
SJR 32-Curls
SJR 33-Eigel

INFORMAL CALENDAR

RESOLUTIONS

To be Referred

SCR 32-Holsman

✓