

Journal of the Senate

SECOND REGULAR SESSION

FIFTEENTH DAY—TUESDAY, JANUARY 30, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“Let the wise also hear and gain in learning and the discerning acquire skill.” (Proverbs 1:5)

Bless us O Lord, with Your presence and guide our hearts and minds as we discern the calling You have given to each of us. May You guide us and help us to do and say that which reflects Your presence in our lives and in our actions our love for You and Your people. 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.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 972—By Romine.

An Act to amend chapters 386 and 393, RSMo, by adding thereto sixteen new sections relating to energy.

REFERRALS

President Pro Tem Richard referred **SCR 38** and **SCR 39** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

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.

INTRODUCTION OF BILLS

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

SB 973—By Rizzo.

An Act to repeal section 84.510, RSMo, and to enact in lieu thereof one new section relating to the base annual compensation of certain police officers.

SB 974—By Dixon.

An Act to repeal section 556.046, RSMo, and to enact in lieu thereof one new section relating to convictions of included offenses.

SRB 975—By Dixon.

An Act to repeal sections 8.800, 8.805, 8.830, 8.843, 33.295, 33.700, 33.710, 33.720, 33.730, 42.300, 44.105, 51.165, 61.081, 67.5016, 71.005, 100.710, 104.342, 104.1024, 105.300, 105.310, 105.330, 105.340, 105.350, 105.353, 105.370, 105.375, 105.380, 105.385, 105.390, 105.400, 105.420, 105.430, 105.440, 105.445, 135.210, 135.311, 135.575, 135.900, 135.903, 135.906, 135.909, 135.950, 137.106, 141.540, 143.105, 143.106, 143.107, 143.811, 143.1007, 144.030, 144.810, 147.020, 147.050, 160.459, 161.215, 165.011, 167.194, 168.700, 168.702, 170.051, 170.055, 170.061, 170.071, 170.081, 170.091, 170.101, 170.111, 170.131, 170.141, 170.151, 170.161, 173.197, 178.930, 196.973, 205.580, 205.590, 205.600, 205.610, 205.620, 205.630, 205.640, 205.650, 205.660, 205.670, 205.680, 205.690, 205.700, 205.710, 205.720, 205.730, 205.740, 205.750, 205.760, 208.156, 208.178, 208.630, 208.975, 208.993, 209.015, 210.027, 210.105, 210.114, 211.447, 226.805, 251.650, 261.295, 288.121, 288.128, 288.131, 301.562, 302.700, 324.028, 324.159, 324.406, 327.451, 329.025, 330.190, 332.041, 334.100, 334.570, 334.610, 334.613, 334.618, 334.686, 335.036, 336.160, 337.030, 337.347, 337.507, 337.612, 337.662, 337.712, 338.130, 339.120, 345.035, 376.1192, 382.277, 386.145, 386.890, 393.1025, 393.1030, 407.485, 414.350, 414.353, 414.356, 414.359, 414.400, 414.406, 414.412, 414.417, 414.510, 442.018, 620.050, 620.511, 620.512, 620.513, 640.150, 640.153, 640.155, 640.157, 640.160, 640.219, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and to enact in lieu thereof ninety-six new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

SENATE BILLS FOR PERFECTION

Senator Libla moved that **SB 579** be taken up for perfection, which motion prevailed.

Senator Libla offered **SS** for **SB 579**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 579

An Act to repeal sections 544.671, 565.050, 565.052, 565.054, 565.056, and 575.150, RSMo, and to enact in lieu thereof six new sections relating to certain crimes against emergency service providers, with penalty provisions.

Senator Libla moved that **SS** for **SB 579** be adopted.

Senator Nasheed offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 579, Pages 6-7, Section 575.150, by striking said section in its entirety and further amend the title and enacting clause accordingly.

Senator Libla moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brown, Schaaf, Wasson and Wieland.

Senator Rowden assumed the Chair.

Senator Libla offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 579, Page 7, Section 575.150, Lines 23-24, by striking all of said lines and inserting in lieu thereof the following:

“6. Persons found guilty under this section of a class A misdemeanor may, in the discretion of the court, be determined to be ineligible for probation and parole.”

Senator Libla moved that the above substitute amendment be adopted, which motion prevailed on a standing division vote.

Senator Libla moved that **SS** for **SB 579**, as amended, be adopted, which motion prevailed.

On motion of Senator Libla, **SS** for **SB 579**, as amended, was declared perfected and ordered printed.

President Pro Tem Richard assumed the Chair.

Senator Munzlinger moved that **SB 626** be taken up for perfection, which motion prevailed.

On motion of Senator Munzlinger, **SB 626**, was declared perfected and ordered printed.

Senator Munzlinger moved that **SB 546** be taken up for perfection, which motion prevailed.

Senator Munzlinger offered **SS** for **SB 546**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 546

An Act to repeal sections 507.040, 507.050, 508.010, 508.012, and 537.762, RSMo, and to enact in lieu thereof five new sections relating to civil procedure.

Senator Munzlinger moved that **SS** for **SB 546** be adopted.

Senator Schaaf offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 546, Pages 1-3, Section 507.040, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Schaaf moved that the above amendment be adopted.

At the request of Senator Munzlinger, **SB 546**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

At the request of Senator Munzlinger, **SB 547**, with **SCS**, was placed on the Informal Calendar.

Senator Hegeman moved that **SB 659** be taken up for perfection, which motion prevailed.

On motion of Senator Hegeman, **SB 659**, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 626** and **SS** for **SB 579**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI
JEFFERSON CITY
65102

January 30, 2018

To the Senate of the 99th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Lisa M. Schlottach as a member of the Missouri 911 Service Board submitted to you on January 3, 2018. Lines 3 and 4 should be amended to read:

Lisa M. Schlottach, 2945 County Line Road, Gerald, Gasconade County, Missouri 63037, as a member of the Missouri 911 Service Board, for a term ending April 9, 2021, and until

Respectfully submitted,
Eric R. Greitens
Governor

President Parson assumed the Chair.

President Pro Tem Richard referred the above addendum to the Committee on Gubernatorial Appointments.

RESOLUTIONS

Senator Wieland offered Senate Resolution No. 1194, regarding Margie Batson, Herculaneum, which was adopted.

Senator Dixon offered Senate Resolution No. 1195, regarding Wilson Logistics, Springfield, which was adopted.

Senator Schupp offered Senate Resolution No. 1196, regarding the Fifty-fifth Wedding Anniversary of Milton and Helaine Goldenberg, St. Louis, which was adopted.

Senator Kehoe offered Senate Resolution No. 1197, regarding Cole County Extension Council, which was adopted.

Senator Kehoe offered Senate Resolution No. 1198, regarding Ronald Lee Otto, Jefferson City, which was adopted.

COMMUNICATIONS

Senator Chappelle-Nadal submitted the following:

January 30, 2018

Adriane Crouse, Secretary of Senate
Missouri State Senate
State Capitol Building, Room 325
Jefferson City, MO 65101

Dear Secretary Crouse:

Pursuant to Senate Rule 45, please remove the SCS/SB 574 from the Consent Calendar and return such to the Seniors, Families and Children committee. While I take no issue with the underlying public policy of the legislation, (in fact, I wholeheartedly support increasing reporting requirements for sexual assault victims in long-term care facilities) I do take issue with the sponsor, who elected to interject himself into a public health matter situated wholly within my Senatorial District.

Specifically, the bill's sponsor, despite living 126.2 miles away from the radioactive West Lake Landfill, signed a letter, dated October 1, 2017, to the Environmental Protection Agency that stated, in part, that there is "no evidence of health risks to individuals living or working in the vicinity of the (West Lake) landfill." Further, the letter expressed opposition to properly remedying this public health disaster that has killed, is killing, and, unless properly alleviated, will continue to kill my constituents. For this reason, I choose to inject myself into this Senator's business, which includes the consent status of the SCS/SB 574.

Sincerely,



MARIA CHAPPELLE-NADAL
State Senator, District 14

INTRODUCTION OF GUESTS

Senator Kehoe introduced to the Senate, the Physician of the Day, Dr. Joanne Loethen, Kansas City.

Senator Kehoe introduced to the Senate, Coach David Harris, and athletes Erin Wyrick, Bradi Berhorst, Callie Henson, Hannah Borchelt, Krystal Brauner, Meagan Engelbrecht, Regan Bruns, Ellie Rockers, Riley Bernskoetter, Grace Millard, Kelsey Brester, Olivia Farrow, Jada Oldham, Korie Otto, Grace Stieferman

and Katie Wilson, members of the 2017 Class 3 State Champion Helias Lady Crusader volleyball team.

Senator Schupp introduced to the Senate, Eric Endsley, Jamie McCannon and Teresa Shane, Warrensburg.

Senator Rowden introduced to the Senate, representatives of the Missouri Society of Anesthesiologists.

Senator Holsman introduced to the Senate, Don Wagner, Tibor Mohusci, Jack Erkmann, Ty Townsend and Jim Kelly, Kansas City.

Senator Cunningham introduced to the Senate, Oliver Amick, Cabool.

Senator Libla introduced to the Senate, Pastor Jamie Jones, Amaud Bates and George Qualls, Caruthersville.

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

SENATE CALENDAR

SIXTEENTH DAY—WEDNESDAY, JANUARY 31, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 960-Emery	SB 968-Wieland
SB 961-Cunningham	SB 969-Sater
SB 962-Wieland	SB 970-Emery
SB 963-Wieland	SB 971-Crawford
SB 964-Eigel	SB 972-Romine
SB 965-Curls	SB 973-Rizzo
SB 966-Rowden	SB 974-Dixon
SB 967-Wieland	SRB 975-Dixon

HOUSE BILLS ON SECOND READING

HB 1465-Cookson	HB 1531-DeGroot
HB 1287-Engler	HCS for HB 1408
HCS for HB 1381	

THIRD READING OF SENATE BILLS

SB 563-Sater (In Fiscal Oversight)	SS for SB 579-Libla
SB 626-Munzlinger	

SENATE BILLS FOR PERFECTION

- | | |
|-----------------------------------|-----------------------------|
| 1. SB 775-Brown, with SCS | 8. SB 598-Riddle, with SCS |
| 2. SB 649-Romine | 9. SB 751-Schatz |
| 3. SB 730-Wallingford, with SCS | 10. SB 708-Schatz |
| 4. SBs 807 & 577-Wasson, with SCS | 11. SB 602-Onder, with SCS |
| 5. SB 593-Wieland, with SCS | 12. SB 573-Wallingford |
| 6. SB 594-Wieland | 13. SB 612-Koenig, with SCS |
| 7. SB 586-Holsman, with SCS | |

HOUSE BILLS ON THIRD READING

HCS for HB 1246 (Onder)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| SB 546-Munzlinger, with SS & SA 1
(pending) | SB 564-Emery, et al, with SS#2 (pending) |
| SB 547-Munzlinger, with SCS | SB 567-Cunningham, with SCS, SS for SCS,
SA 1 & SA 1 to SA 1 (pending) |
| SB 561-Sater, with SA 1 (pending) | |

RESOLUTIONS

SR 1137-Walsh

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