

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SEVENTH DAY—TUESDAY, FEBRUARY 20, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“Determine that the thing can and shall be done, and then we shall find the way.” (Abraham Lincoln)

Lord, we are so mindful that there are many challenges that continue to face us this session, so we pray that You might give us the wisdom and discernment to continue to decide what is truly important and must be done. Then help us find ways for us to work together so that they get done by us. 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 Schatz offered Senate Resolution No. 1374, regarding Richard Davies “Dick” Juenger, Chesterfield, which was adopted.

Senator Schaaf offered Senate Resolution No. 1375, regarding the Fiftieth Wedding Anniversary of Mike and Loretta Prussman, St. Joseph, which was adopted.

Senator Schaaf offered Senate Resolution No. 1376, regarding the Fiftieth Wedding Anniversary of Don and Nancy Huffman, St. Joseph, which was adopted.

Senator Munzlinger offered Senate Resolution No. 1377, regarding the Sixty-fifth Wedding Anniversary of Bill and Betty Richard, Bowling Green, which was adopted.

CONCURRENT RESOLUTIONS

Senator Curls offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 45

Relating to designating the third week in June as Pollinator Week.

WHEREAS, pollinators include birds, bats, butterflies, moths, flies, beetles, wasps, and most importantly bees; and

WHEREAS, the diversity of pollinators is necessary for the maintenance of a healthy, diverse ecosystem; and

WHEREAS, pollinators have an essential role in agriculture in Missouri, and help to produce a robust food supply; and

WHEREAS, pollinators are responsible for pollinating nearly one-third of every bite of food individuals consume; and

WHEREAS, it is in the strong economic interest of agricultural producers and consumers in Missouri as well as the United States to help ensure a hearty, sustainable pollinator population; and

WHEREAS, the honey bee is Missouri’s state insect, and plays a significant role in pollination in the state; and

WHEREAS, these invaluable creatures are facing possible declines across the United States; and

WHEREAS, Pollinator Week recognizes the partnership role that pollinators play in agriculture and stable ecosystems, and increases awareness about the import role of pollinators:

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 designate the third week of June as "Pollinator Week" in Missouri to recognize the important role pollinators play in maintaining healthy, diverse ecosystems and productive agricultural lands. The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness and habitat for the significant declining pollinator population; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

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

SB 1012—By Sater.

An Act to repeal section 190.335, RSMo, and to enact in lieu thereof one new section relating to emergency service boards.

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 Pro Tem Richard.

REPORTS OF STANDING COMMITTEES

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, after examination of **SB 909**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

SENATE BILLS FOR PERFECTION

Senator Koenig moved that **SB 612**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 612**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 612

An Act to amend chapters 135 and 166, RSMo, by adding thereto ten new sections relating to educational scholarships, with penalty provisions and a contingent effective date.

Was taken up.

Senator Koenig moved that **SCS** for **SB 612** be adopted.

Senator Koenig offered **SS** for **SCS** for **SB 612**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 612

An Act to amend chapters 135, 166, and 167, RSMo, by adding thereto thirteen new sections relating to alternative education options for elementary and secondary education students, with penalty provisions and a contingent effective date.

Senator Koenig moved that **SS** for **SCS** for **SB 612** be adopted.

Senator Holsman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 612, Page 7, Section 135.714, Line 14, by striking the word “and”; and further amend line 15 by inserting after the word “students” the following: “; **and**

(3) Financial impact of the program to local school districts and the state”; and

Further amend said bill, section 160.840, page 10, line 12 by inserting after “168.011” the following: “**or section 168.221**”; and

Further amend said bill, section 160.840, page 13, lines 6-9, by striking all of said lines and inserting in lieu thereof the following:

“(2) Subject to the provisions of subsection 2 of section 169.324, subsection 16 of section 169.460, and section 169.560, regarding hour, day, and compensation limits, a teacher receiving retirement

benefits under chapter 169 may be employed in an”; and

Further amend said bill, pages 24-25, Section B, by striking all of said section and inserting in lieu thereof the following:

“Section B. This act shall become effective on July first following the school year in which the amount appropriated for subsections 1 and 2 of section 163.031 is equal to or exceeds the amount necessary to fund the entire entitlement calculation determined by subsections 1 and 2 of section 163.031. The department of elementary and secondary education shall inform the revisor of statutes when the amount appropriated for subsections 1 and 2 of section 163.031 is equal to or exceeds the amount necessary to fund the entire entitlement calculation determined by subsections 1 and 2 of section 163.031.”.

Senator Holsman moved that the above amendment be adopted.

Senator Chappelle-Nadal offered **SA 1 to SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 612, Page 1, Line 5, by inserting after all of said line the following:

“Further amend said bill, section 160.840, page 8, line 8, by inserting after the word “district” the following: “**or any school district located in whole or in part within a county with a charter form of government and with more than nine hundred fifty thousand inhabitants**”; and”.

Senator Chappelle-Nadal moved that **SA 1 to SA 1** be adopted, which motion prevailed.

SA 1, as amended, was again taken up.

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

Senator Schupp offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 612, Page 4, Section 135.713, Line 2 of said page, by inserting at the end of said line the following: “**All tax credits authorized under the program are subject to appropriation by the general assembly.**”.

Senator Schupp moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Curls, Rizzo, Sifton and Walsh.

Senator Onder assumed the Chair.

At the request of Senator Koenig, **SB 612**, with **SCS**, **SS** for **SCS** and **SA 2** (pending), was placed on the Informal Calendar.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HCS** for **HB 1246**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

SENATE BILLS FOR PERFECTION

Senator Riddle moved that **SB 597** be taken up for perfection, which motion prevailed.

Senator Riddle offered **SS** for **SB 597**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 597

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

Senator Riddle moved that **SS** for **SB 597** be adopted.

Senator Rowden assumed the Chair.

Senator Sater offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 597, Page 3, Section 208.152, Line 20, by inserting after “(7)” the following: “**Up to twenty visits per year for services limited to**”.

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

Senator Riddle moved that **SS** for **SB 597**, as amended, be adopted, which motion prevailed.

On motion of Senator Riddle, **SS** for **SB 597**, as amended, was declared perfected and ordered printed.

RESOLUTIONS

Senator Sater offered Senate Resolution No. 1378, regarding Cathy Arnold, Cassville, which was adopted.

Senator Eigel offered Senate Resolution No. 1379, regarding the One Hundredth Birthday of Dorothy S. Barklage, St. Charles, which was adopted.

Senator Crawford offered Senate Resolution No. 1380, regarding Lydia Eason, which was adopted.

Senator Curls offered Senate Resolution No. 1381, regarding Shirley’s Kitchen Cabinet, which was adopted.

Senator Brown offered Senate Resolution No. 1382, regarding the Sixty-fifth Anniversary of the James Memorial Public Library, St. James, which was adopted.

Senator Brown offered Senate Resolution No. 1383, regarding Rosalie Spencer, Rolla, which was adopted.

Senator Nasheed offered Senate Resolution No. 1384, regarding Royal Vagabonds Foundation, which was adopted.

COMMUNICATIONS

Senator Chappelle-Nadal submitted the following:

February 20, 2018

Adriane Crouse, Secretary of the 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 892 from the Consent Calendar and return such to the Health and Pensions committee.

"Why would I put her back on, I have the support of my caucus?" Gina Walsh, Minority Leader Missouri Senate.

I love America. The United States is the reason a woman of African and Latin roots born and bred in the American spirit has a seat in the Missouri Senate. My American ancestor Abraham Lincoln said: "To sin by silence when they should protest makes cowards of men." Who among you has not said something in anger, in the passion of the moment? I accepted my punishment but do not accept a double standard. Too many Americans have given their lives fighting for equality and justice. It would be un-American for me to be silent when a man promoting violence suffers no consequences; his leadership protecting him like a warm blanket. I find myself cast out in the cold by a Judas Dixiecrat. In this moment, *Invictus*, gives me solace, "In the fell clutch of circumstance I have not winced nor cried aloud. Under the bludgeoning's of chance my head is bloody, but unbowed. It matters not how strait the gate, how charged with punishments the scroll, I am the master of my fate, I am the captain of my soul." No matter what you do to me, I will never give up the fight for progressive Democratic values. I ask you to remove the SCS/SB 892 from the Consent Calendar, as it calls for prosecuting attorneys to receive full time privileges, while I am denied the full benefits of my position. It is in the best interest and reputation of this body I speak out against this double standard.

Sincerely,



MARIA CHAPPELLE-NADAL

State Senator, District 14

INTRODUCTION OF GUESTS

Senator Schatz introduced to the Senate, the Physician of the Day, Dr. Kyle Ostrom, Labadie.

Senator Schupp introduced to the Senate, Jim and Lynda Cain, Creve Coeur.

Senator Cunningham introduced to the Senate, Joyce Harmon, Kay Jones, Barbara Coan, Mark Coan, Angela Mayer and Karen Gore.

Senator Wallingford introduced to the Senate, Beth Lincoln, 4-H Legislative Academy, Bollinger County.

Senator Munzlinger introduced to the Senate, Madison Horstmeier, 4-H Legislative Academy, Eolia.

On behalf of Senator Richard, the President introduced to the Senate, Josh Raben, 4-H Legislative Academy, Diamond.

Senator Kehoe introduced to the Senate, Andi and Riley Taylor, 4-H Legislative Academy, Jefferson City.

Senator Crawford introduced to the Senate, Warren Barge, 4-H Legislative Academy, Liberty.

Senator Cunningham introduced to the Senate, Jack and Bonita Barnett, Wright County.

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

SENATE CALENDAR

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 TWENTY-EIGHTH DAY—WEDNESDAY, FEBRUARY 21, 2018
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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1001-Hegeman

SB 1002-Hegeman

SB 1003-Wasson, et al
SB 1004-Schupp
SB 1005-Sifton
SB 1006-Cunningham
SB 1007-Kehoe

SB 1008-Riddle
SB 1009-Rowden
SB 1010-Rowden
SB 1011-Crawford
SB 1012-Sater

HOUSE BILLS ON SECOND READING

HB 1484-Brown (57)
HB 1769-Mathews
HB 1504-Reiboldt
HCS for HB 1617
HB 1665-Swan
HJR 59-Brown (57)
HB 1744-Hansen
HB 1880-Trent
HB 1492-Lynch
HCS for HB 1286
HCS for HB 1411
HCS for HB 1605
HB 1446-Eggleston
HB 1350-Smith (163)
HB 1415-Lauer
HCS for HB 1370
HB 1267-Lichtenegger
HB 1691-Miller
HB 1838-Bernskoetter
HB 1413-Taylor
HCS for HB 1653
HCS for HB 1251
HCS for HB 1879
HB 1859-Rhoads

HB 1367-Basye
HB 1420-Pfautsch
HCS for HB 1930
HB 1620-Rehder
HB 1389-Fitzpatrick
HB 1460-Evans
HB 1409-Fitzpatrick
HCS for HB 1685
HCS for HB 1690
HB 1598-Fraker
HB 1650-Cornejo
HB 1329-Remole
HB 1371-Sommer
HB 1421-Pfautsch
HCS for HB 1455
HCS for HB 1606
HCS for HB 1940
HB 1291-Henderson
HB 1858-Christofanelli
HB 1630-Evans
HCS for HB 1796
HCS for HB 1710
HB 1608-Kelly (141)

THIRD READING OF SENATE BILLS

SS for SB 579-Libla (In Fiscal Oversight)

SS for SB 699-Sifton (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 826-Sater, with SCS
2. SB 625-Cierpiot

3. SB 599-Schatz
4. SBs 555 & 609-Brown, with SCS

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| 5. SB 912-Rowden, with SCS | 22. SB 793-Wallingford |
| 6. SB 907-Kehoe, with SCS | 23. SB 727-Emery |
| 7. SB 574-Wallingford, with SCS | 24. SB 848-Riddle |
| 8. SB 591-Hegeman, with SCS | 25. SB 600-Schatz, with SCS |
| 9. SB 644-Cunningham, with SCS | 26. SB 769-Cunningham, with SCS |
| 10. SB 832-Rowden, with SCS | 27. SB 860-Koenig, with SCS |
| 11. SB 786-Schupp | 28. SB 592-Hegeman, with SCS |
| 12. SB 918-Munzlinger, with SCS | 29. SB 774-Munzlinger |
| 13. SB 787-Curls, with SCS | 30. SB 752-Schatz, with SCS |
| 14. SB 951-Crawford | 31. SB 861-Hegeman, with SCS |
| 15. SBs 632 & 675-Dixon, with SCS | 32. SB 596-Riddle, with SCS |
| 16. SB 806-Crawford | 33. SB 849-Kehoe and Schupp, with SCS |
| 17. SB 882-Hoskins | 34. SBs 617, 611 & 667-Eigel, with SCS |
| 18. SB 681-Hummel | 35. SB 674-Koenig |
| 19. SB 695-Wallingford | 36. SB 767-Hoskins, with SCS |
| 20. SBs 603, 576 & 898-Onder, with SCS | 37. SB 881-Eigel |
| 21. SB 813-Riddle, with SCS | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

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| SB 546-Munzlinger, with SS & SA 1
(pending) | SB 598-Riddle, with SCS |
| SB 547-Munzlinger, with SCS | SB 602-Onder, with SCS |
| SB 550-Wasson, with SCS | SB 608-Hoskins |
| SB 552-Dixon, with SS (pending) | SB 612-Koenig, with SCS, SS for SCS & SA 2
(pending) |
| SB 561-Sater, with SA 1 (pending) | SB 663-Schatz, with SCS (pending) |
| SB 567-Cunningham, with SCS, SS for SCS,
SA 1 & SA 1 to SA 1 (pending) | SB 705-Riddle |
| SB 590-Hegeman, with SCS, SS for SCS, SA 1,
SSA 1 for SA 1 & SA 1 to SSA 1 for SA 1
(pending) | SB 730-Wallingford, with SCS & SA 1
(pending) |
| | SB 751-Schatz |
| | SB 818-Brown |

CONSENT CALENDAR

Senate Bills

Reported 2/15

SB 631-Wasson

SBs 946 & 947-Dixon, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

To be Referred

SCR 45-Curls

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