

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FOURTH DAY—TUESDAY, APRIL 17, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Senator Wallingford offered the following prayer:

“The fear of the Lord is the beginning of Wisdom; those who act accordingly have a good understanding.” (Psalm 111:10a)

Lord Almighty, we stand in awe of the wonders we saw displayed in Your handiwork as we drove here this day. The warmth of the sun, the budding of trees and greening of the earth give us promise of Spring and the power of Your regeneration. You teach us that our power comes from faithfulness and justice in our actions. Guide us this day so we may take the path You hold out for those who obey You and do what is required of 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 for Thursday, April 12, 2018 was read and approved.

Senator Kehoe announced photographers from Fox 4 Kansas City and KRCG-TV were given permission to take pictures in the Senate Chamber.

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

Present—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
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—32			

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—1

The Lieutenant Governor was present.

The Senate observed a moment of silence in memory of Eric Vickers.

RESOLUTIONS

Senator Schupp offered Senate Resolution No. 1705, regarding Alvin S. “Al” Appelbaum, Saint Louis, which was adopted.

Senator Schupp offered Senate Resolution No. 1706, regarding Joseph A. “Joe” Greco, Sr., Bridgeton, which was adopted.

Senator Schupp offered Senate Resolution No. 1707, regarding Richard Caesar “Rich” Dallavalle, Maryland Heights, which was adopted.

Senator Schupp offered Senate Resolution No. 1708, regarding Spoede Elementary School, Saint Louis County, which was adopted.

Senator Schupp offered Senate Resolution No. 1709, regarding Reed Elementary School, Ladue, which was adopted.

Senator Schupp offered Senate Resolution No. 1710, regarding Parkway Central Middle School, Chesterfield, which was adopted.

Senator Richard offered Senate Resolution No. 1711, regarding the death of Dr. Harold Haskins, Diamond, which was adopted.

Senator Onder offered Senate Resolution No. 1712, regarding Emily Hubecky, St. Peters, which was adopted.

Senator Onder offered Senate Resolution No. 1713, regarding Rachel Heitman, O’Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 1714, regarding Marissa Gibbons, St. Charles, which was adopted.

Senator Onder offered Senate Resolution No. 1715, regarding Brianna Dale, Wentzville, which was adopted.

Senator Curls offered Senate Resolution No. 1716, regarding Putting Families First, which was adopted.

Senator Libla offered Senate Resolution No. 1717, regarding the Wolpers family, Poplar Bluff, which was adopted.

Senator Richard offered Senate Resolution No. 1718, regarding Jera White, Joplin, which was adopted.

Senator Onder offered Senate Resolution No. 1719, regarding Child Care Center, Inc., which was adopted.

Senator Onder offered Senate Resolution No. 1720, regarding Keely Mannion, O’Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 1721, regarding Hannah Kerr, O’Fallon, which was adopted.

Senator Koenig offered Senate Resolution No. 1722, regarding Matthew J. Chellis, Saint Louis County,

which was adopted.

Senator Onder offered Senate Resolution No. 1723, regarding Rebecca Rajagopal, St. Charles, which was adopted.

Senator Onder offered Senate Resolution No. 1724, regarding Morgan Moore, O’Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 1725, regarding Hannah Elizabeth Saunders, Foristell, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1726, regarding Terry Crump, Festus, which was adopted.

Senators Romine and Wieland offered Senate Resolution No. 1727, regarding Dina Bridges, Crystal City, which was adopted.

Senator Romine offered Senate Resolution No. 1728, regarding Sandra Donovan, Buckingham, which was adopted.

Senator Wieland offered Senate Resolution No. 1729, regarding David E. Tannehill, DO, FACP, Fenton, which was adopted.

Senator Hegeman offered Senate Resolution No. 1730, regarding Rita Carroll, which was adopted.

Senator Hegeman offered Senate Resolution No. 1731, regarding Laurie Brown, Liberty, which was adopted.

Senator Hegeman offered Senate Resolution No. 1732, regarding Linda Primm, which was adopted.

Senator Hegeman offered Senate Resolution No. 1733, regarding the Sixtieth Wedding Anniversary of Billy and Elizabeth “Sue” Neff, Graham, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Wieland moved that **SB 982** be taken up for perfection, which motion prevailed.

Senator Wieland offered **SS** for **SB 982**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 982

An Act to repeal sections 376.427, 376.1350, and 376.1367, RSMo, and to enact in lieu thereof four new sections relating to payments for health care services.

Senator Wieland moved that **SS** for **SB 982** be adopted.

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

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 982, Section 376.1367, Page 13, Lines 14-18, by striking said lines and insert in lieu thereof the following:

“Regard the emergency medical condition at issue. The health carrier’s review of”.

Senator Schaaf moved that the above amendment be adopted.

Senator Schaaf offered **SSA 1** for **SA 1**, which was read:

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

Amend Senate Substitute for Senate Bill No. 982, Page 13, Section 376.1367, Line 18, by striking the words “**may be denied**” and inserting in lieu thereof the following: “**shall be subject to section 376.383**”.

Senator Schaaf moved that the above substitute amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Chappelle-Nadal, Libla, Rizzo and Romine.

SSA 1 for **SA 1** was adopted by the following vote:

YEAS—Senators

Chappelle-Nadal	Cunningham	Curls	Emery	Hegeman	Holsman	Hoskins
Hummel	Libla	Munzlinger	Nasheed	Onder	Riddle	Rizzo
Romine	Schaaf	Schatz	Schupp	Sifton	Walsh—20	

NAYS—Senators

Brown	Cierpiot	Dixon	Kehoe	Koenig	Richard	Rowden
Sater	Wallingford	Wasson	Wieland—11			

Absent—Senator Crawford—1

Absent with leave—Senator Eigel—1

Vacancies—1

Senator Wallingford offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 982, Page 6, Section 376.690, Line 18 of said page, by inserting immediately after said line the following:

“376.1063. 1. Health carriers, as such term is defined in section 376.1350, and contracting entities, as such term is defined in section 376.1060, shall update their websites at least once per month with any changes to their provider network, including changes to whether providers are in-network or out-of-network.

2. Upon notification by an enrollee, health carriers and contracting entities shall reprocess as an in-network claim any claim for services provided by a provider whose status has changed from in-network to out-of-network where the service was provided after the network change went into effect but before the change was posted as required under subsection 1 of this section. This subsection shall not apply where the health carrier or contracting entity notified the enrollee of the network change prior to the service being provided, or where the health carrier or contracting entity is able to verify that their website displayed the correct provider network status at the time the service was provided.”; and

Further amend the title and enacting clause accordingly.

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

Senator Schupp offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 982, Page 3, Section 376.690, Line 20 of said page, by striking the word “bill” and inserting in lieu thereof the following: “**U.S. Centers of Medicare and Medicaid Services Form 1500, or its successor form,**”.

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

Senator Wieland moved that **SS** for **SB 982**, as amended, be adopted, which motion prevailed.

On motion of Senator Wieland, **SS** for **SB 982**, as amended, was declared perfected and ordered printed.

At the request of Senator Dixon, **SB 1021**, with **SCS**, was placed on the Informal Calendar.

Senator Koenig moved that **SB 859**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 859**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 859

An Act to repeal sections 99.805, 99.810, and 99.843, RSMo, and to enact in lieu thereof three new sections relating to tax increment financing.

Was taken up.

Senator Koenig moved that **SCS** for **SB 859** be adopted.

Senator Koenig offered **SS** for **SCS** for **SB 859**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 859

An Act to repeal sections 99.805, 99.810, 99.843, 99.848, 100.050, 100.059, and 353.110, RSMo, and to enact in lieu thereof seven new sections relating to tax increment financing.

Senator Koenig moved that **SS** for **SCS** for **SB 859** be adopted.

President Pro Tem Richard assumed the Chair.

At the request of Senator Koenig, **SB 859**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

The Senate observed a moment of silence in memory of Former First Lady, Barbara Bush.

At the request of Senator Dixon, **SRBs 975** and **1024**, with **SCS**, was placed on the Informal Calendar.

Senator Sifton moved that **SB 655** be taken up for perfection, which motion prevailed.

On motion of Senator Sifton, **SB 655** was declared perfected and ordered printed.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

April 13, 2018

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

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Sherman "Bill" Birkes Jr., Republican, 502 Timber Hill Road, Joplin, Jasper County, Missouri 64801, as a member of the Missouri Ethics Commission, for a term ending March 15, 2022, and until his successor is duly appointed and qualified; vice, Nancy C. Hagan, term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Also,

GOVERNOR OF MISSOURI

JEFFERSON CITY

65102

April 13, 2018

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

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Wayne J. Henke, Democrat, 514 Bridgeway Drive, Troy, Lincoln County, Missouri 63379, as a member of the Missouri Ethics Commission, for a term ending March 15, 2022, and until his successor is duly appointed and qualified; vice, William J. Deeken Jr., term expired.

Respectfully submitted,
Eric R. Greitens
Governor

Senator Rowden assumed the Chair.

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

REFERRALS

President Pro Tem Richard referred **HCS** for **HB 1606**; **HCS** for **HB 1796**; **HCS** for **HB 1443**, with **SCS**; and **HB 2122**, with **SCS** to the Committee on Fiscal Committee.

RESOLUTIONS

Senator Cunningham offered Senate Resolution No. 1734, regarding Dorothy Chadwell, Seymour, which was adopted.

COMMUNICATIONS

Senator Chappelle-Nadal submitted the following:

April 17, 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 following bills from the Consent Calendar and return said bills to their committees of origin:

- HB 2101
- The HCS/HB 1455
- HB 1573
- The SCS/HCS/HB 1663
- HB 1675
- HB 1676
- HB 2330
- HB 1247

Sincerely,



MARIA CHAPPELLE-NADAL
State Senator, District 14

On motion of Senator Kehoe, the Senate adjourned until 2:00 p.m., Wednesday, April 18, 2018.

SENATE CALENDAR

FIFTY-FIFTH DAY—WEDNESDAY, APRIL 18, 2018

FORMAL CALENDAR

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

SB 1003-Wasson, et al

SJR 36-Schatz, with SCS

SB 973-Rizzo and Curls

SB 678-Eigel

SB 824-Cunningham, with SCS

SB 1102-Kehoe, with SCS

HOUSE BILLS ON THIRD READING

1. HCS for HBs 1729, 1621 & 1436 (Brown)

2. HB 1578-Kolkmeier (Munzlinger)

- | | |
|---|--|
| 3. HB 2044-Taylor, with SCS (Dixon) | 19. HB 1355-Phillips, with SCS (Schatz) |
| 4. HB 1329-Remole, with SCS (Munzlinger) | 20. HCS for HB 1617, with SCS (Onder) |
| 5. HCS for HBs 1288, 1377 & 2050, with SCS
(Dixon) | 21. HB 1492-Lynch (Brown) |
| 6. HCS for HB 1605, with SCS (Kehoe) | 22. HCS for HB 1597, with SCS (Wasson) |
| 7. HB 1630-Evans (Rowden) | 23. HB 1744-Hansen (Romine) |
| 8. HCS for HB 1461 (Rowden) | 24. HCS for HB 1606 (Romine)
(In Fiscal Oversight) |
| 9. HCS for HB 1286, with SCS (Romine) | 25. HB 1428-Muntzel (Munzlinger) |
| 10. HB 1880-Trent, with SCS (Cunningham) | 26. HCS for HB 2034, with SCS (Munzlinger) |
| 11. HCS for HB 1991, with SCS (Rowden) | 27. HCS for HB 1796 (Rowden)
(In Fiscal Oversight) |
| 12. HB 1858-Christofanelli (Eigel) | 28. HB 2122-Engler, with SCS (Schatz)
(In Fiscal Oversight) |
| 13. HB 1442-Alferman, with SCS (Schatz) | 29. HCS for HB 1443, with SCS (Sater)
(In Fiscal Oversight) |
| 14. HCS for HB 1690 (Wieland) | 30. HCS for HB 1645 (Rowden) |
| 15. HCS for HB 1879, with SCS (Cunningham) | |
| 16. HCS for HB 1268, with SCS (Munzlinger) | |
| 17. HCS for HB 1500, with SCS (Koenig) | |
| 18. HCS for HB 2116, with SCS (Schatz) | |

INFORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 617, 611 & 667-Eigel
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

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|--|---|
| SB 546-Munzlinger, with SS#4 (pending) | SB 730-Wallingford, with SCS & SA 1
(pending) |
| SB 550-Wasson, with SCS | SB 751-Schatz |
| SB 553-Dixon, with SCS, SS for SCS & SA 1
(pending) | SB 767-Hoskins, with SCS, SS for SCS &
SA 2 (pending) |
| SBs 555 & 609-Brown, with SCS | SB 774-Munzlinger |
| SB 556-Brown, with SA 1 (pending) | SB 813-Riddle, with SCS & SA 1 (pending) |
| SB 561-Sater, with SA 1 (pending) | SB 822-Hegeman, with SCS & SS for SCS
(pending) |
| SB 567-Cunningham, with SCS, SS for SCS,
SA 1 & SA 1 to SA 1 (pending) | SB 832-Rowden, with SCS, SS#2 for SCS &
point of order (pending) |
| SB 578-Romine | SB 837-Rowden |
| SB 591-Hegeman, with SCS | SB 848-Riddle |
| SB 596-Riddle, with SCS | SB 849-Kehoe and Schupp, with SCS, SA 1
& SA 1 to SA 1 (pending) |
| SB 599-Schatz | SB 859-Koenig, with SCS & SS for SCS
(pending) |
| SB 602-Onder, with SCS | SB 860-Koenig, with SCS, SS for SCS & SA 1
(pending) |
| SB 612-Koenig, with SCS, SS#2 for SCS,
SA 2, SSA 1 for SA 2 & SA 1 to SSA 1
for SA 2 (pending) | |
| SB 663-Schatz, with SCS, SS for SCS & SA 1
(pending) | |

SB 861-Hegeman, with SCS
SB 865-Kehoe
SB 893-Sater, with SCS, SS for SCS & SA 1
(pending)
SB 907-Kehoe, with SCS
SB 912-Rowden, with SCS & SS#3 for SCS
(pending)
SB 920-Riddle, with SS & SA 2 (pending)

SB 928-Onder, with SCS
SB 949-Emery, with SCS, SS for SCS & SA 2
(pending)
SRBs 975 & 1024-Dixon, with SCS
SB 1007-Kehoe, with SCS
SB 1021-Dixon and Wallingford, with SCS

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden)
SS for SCS for HB 1350-Smith (163)
(Rowden)
HB 1413-Taylor, with SCS (Onder)

HB 1691-Miller, with SCS (Emery)
HB 1769-Mathews, with SCS (Schatz)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SCS for SB 592-Hegeman, with HA 1
& HA 3

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

HB 1291-Henderson, with SS for SCS,
as amended (Romine)

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

Reported from Committee

SCR 30-Wallingford, with SA 1 (pending)

SCR 37-Eigel and Onder

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