

Journal of the Senate

FIRST REGULAR SESSION

SEVENTH DAY—TUESDAY, JANUARY 22, 2019

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Carl Gauck offered the following prayer:

“For all who are led by the Spirit of God are children of God.” (Romans 8:14)

O Lord God, king of the universe, in all our undertakings grant us wisdom, grant us success and faithfulness. Make our minds calm and serene, free from anxiety and worry so we can make clear minded decisions that are helpful for those which we hope to help. And save us from doubt so our work is satisfactory and our study settled on true wisdom, and our loyalty given to You. 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, January 17, 2019 was read and approved.

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

Present—Senators

Arthur	Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham
Curls	Eigel	Emery	Hegeman	Holsman	Hoskins	Hough
Koenig	Libla	Luetkemeyer	May	Nasheed	O’Laughlin	Onder
Riddle	Rizzo	Romine	Rowden	Sater	Schatz	Schupp
Sifton	Wallingford	Walsh	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Riddle offered Senate Resolution No. 65, regarding Merlyn Rich, Fulton, which was adopted.

Senator Riddle offered Senate Resolution No. 66, regarding Kemar Lewis, Holts Summit, which was adopted.

Senator Wieland offered Senate Resolution No. 67, regarding Jennifer Kline, Festus, which was adopted.

Senator Hoskins offered Senate Resolution No. 68, regarding Eagle Scout Edison Turner, Chillicothe, which was adopted.

Senator Hoskins offered Senate Resolution No. 69, regarding Eagle Scout Joshua Daniel Meservey, Chula, which was adopted.

Senator Cunningham offered Senate Resolution No. 70, regarding Judy Herman, Seymour, which was adopted.

Senator Sifton offered Senate Resolution No. 71, regarding Assistant Fire Chief Ben Waser, St. Louis, which was adopted.

Senator Libla offered Senate Resolution No. 72, regarding Jackson L. Bostic, Poplar Bluff, which was adopted.

Senator Crawford offered Senate Resolution No. 73, regarding Ronnie Miller, Stockton, which was adopted.

CONCURRENT RESOLUTIONS

Senator Holsman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 8

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 propose an amendment to the federal Constitution that will permanently protect free and fair elections in America by ensuring balance, integrity, and transparency to our national system of campaign finance, and desires that said convention be limited to that purpose; and

Whereas, a national convention would give us an opportunity to come together, as a nation, to discuss solutions on how to ensure the integrity of our elections, and renew the American people’s trust in government; and

Whereas, Article V clearly states that any amendment, whether proposed by Congress or by convention, must be ratified by three-fourths of the states, ensuring that only the most reasonable proposals with widespread support become part of our Constitution; 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 enforce the responsibility and conduct 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, One-hundredth General Assembly, First 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 and limited purpose of proposing an amendment to the United States Constitution that will permanently protect fair elections as described herein by ensuring balance, integrity and transparency to our national system of campaign finance, as soon as two-thirds of the legislatures of the several states have applied for a convention for a similar purpose; 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.

Senator Eigel offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 9

Whereas, Article I of the United States Constitution begins “All legislative powers herein granted shall be vested in a Congress”; and

Whereas, the Congress has exceeded the legislative powers granted in the Constitution thereby encroaching on the powers that are “reserved to the states respectively, or to the people” as the Tenth Amendment affirms and the rights “retained by the people” to which the Ninth Amendment refers; and

Whereas, in Federalist No. 10, James Madison wrote that “No man is allowed to be a judge in his own cause, because his interest would certainly bias his judgment, and, ...with greater reason, a body of men are unfit to be both judges and parties at the same time”; and

Whereas, this same principle was emphasized in the 1798 Kentucky Resolutions (drafted by Thomas Jefferson) that the United States government “was not made the exclusive or final judge of the extent of the powers delegated to itself; since that would have made its discretion, and not the Constitution, the measure of its powers”; and

Whereas, the Congress has latent but neglected powers to correct such judicial supremacy by means of Article III Section 2 regulations on appellate jurisdiction, yet by similar reasoning such regulatory powers should be additionally extended to the several states, heeding Jefferson’s warnings that we not make the Constitution “a mere thing of wax in the hands of the judiciary” for “to consider the judges as the ultimate arbiters of all constitutional questions” would then “place us under the despotism of an oligarchy”, rather “the people themselves” are the “true corrective of constitutional abuses” and the states remain the closest and most representative voice of the people; and

Whereas, the United States Constitution should then be amended to enable the several states to correct violations of the limited powers by the United States and thereby restore the proper balance between the powers of Congress and those of the several states, and better prevent the denial or dispragement of the rights retained by the people:

Now Therefore Be It Resolved that the members of the Missouri Senate, One-Hundredth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby strongly urge the Congress of the United States to propose the following amendment, known as the State Powers Amendment, or SPA:

“Section 1. Any provision of law or regulation of the United States may be repealed by the several states, and such repeal shall be effective when the legislatures of a Representative Majority of the several states approve resolutions for this purpose that particularly describe the same provision or provisions of law or regulation to be repealed. A Representative Majority of the several states is a majority of the states also having together a majority of the apportioned Representatives in Congress.

Section 2. The several states shall have power to make regulations and exceptions to the appellate jurisdiction of the Supreme Court and all inferior courts and tribunals of the United States, and such regulations and exceptions shall be effective when the legislatures of a Representative Majority of the several states approve identical resolutions for this purpose no more than five years apart.”; and

Be It Further Resolved that should the Congress fail to act after two-thirds of the several states petition alike in substance for a State Powers Amendment, then a “convention to propose amendments” under Article V of the United States Constitution shall be the proper course

and that delegates to such convention should be selected by the legislatures in the several states and should vote by state, according to the practices established by the 1787 Federal Convention in Philadelphia; and

Be It Further Resolved that the state of Missouri reserves its further right to petition in the same manner for further amendments as the General Assembly may deem warranted; and

Be It Further Resolved that copies of this resolution be forwarded to the legislatures of all the several states inviting them to likewise join in support of this petition; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Speaker of the United States House of Representatives, the President of the United States Senate, and each member of the Missouri congressional delegation.

INTRODUCTION OF BILLS

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

SB 279—By Onder.

An Act to repeal section 188.027, RSMo, and to enact in lieu thereof two new sections relating to abortion.

SB 280—By Sater.

An Act to repeal sections 334.037, 334.104, and 334.735, RSMo, and to enact in lieu thereof three new sections relating to certain collaborative practice arrangements.

SB 281—By Brown.

An Act to amend chapter 287, RSMo, by adding thereto one new section relating to occupational diseases diagnosed in first responders.

SB 282—By Brown.

An Act to repeal sections 193.145, 193.265, and 194.119, RSMo, and to enact in lieu thereof three new sections relating to the disposition of human remains.

SB 283—By Hoskins.

An Act to repeal section 173.234, RSMo, and to enact in lieu thereof one new section relating to higher education financial aid for families of military members.

SB 284—By Hoskins.

An Act to repeal section 94.902, RSMo, and to enact in lieu thereof one new section relating to a sales tax for public safety.

REPORTS OF STANDING COMMITTEES

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Israel Baeza, Republican, as Commissioner of the Pettis County Eastern District Commission;

Also,

Raymond Bailey, Joel P. Evans, John Mallott, Brent Rosenblad, Eric Sandvol and Daryl R. Sorrell, as members of the Seismic Safety Commission;

Also,

Charles B. Brown and Donald Wallace, as members of the Missouri Board of Examiners for Hearing Instrument Specialists;

Also,

Randall C. Bryson, Republican, as a member of the Missouri Real Estate Appraisers Commission;

Also,

Michael B. Frazier, as a member of the Missouri Developmental Disabilities Council;

Also,

Anne K. Heyen, as a member of the Missouri State Board of Nursing;

Also,

Kayla Sue Schoonover, Independent, as a member of the Missouri Western State University Board of Governors;

Also,

Craig Stevenson, as a member of the Missouri State Foster Care and Adoption Board; and

Kurt D. Witzel, Republican, as a member of the Tourism Commission.

Senator Schatz requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

SECOND READING OF SENATE BILLS

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

SB 41—Judiciary and Civil and Criminal Jurisprudence.

SB 42—Judiciary and Civil and Criminal Jurisprudence.

SB 43—Progress and Development.

SB 44—Small Business and Industry.

SB 45—Health and Pensions.

SB 46—Ways and Means.

SB 48—Insurance and Banking.

- SB 49**—Government Reform.
- SB 50**—Ways and Means.
- SB 51**—Education.
- SB 52**—Ways and Means.
- SB 53**—Local Government and Elections.
- SB 54**—Insurance and Banking.
- SB 55**—Commerce, Consumer Protection, Energy and the Environment.
- SB 56**—Economic Development.
- SB 57**—Economic Development.
- SB 58**—Economic Development.
- SB 59**—Local Government and Elections.
- SB 60**—Small Business and Industry.
- SB 61**—Ways and Means.
- SB 62**—Government Reform.
- SB 63**—Government Reform.
- SB 64**—General Laws.
- SB 65**—Government Reform.
- SB 66**—Commerce, Consumer Protection, Energy and the Environment.
- SB 67**—Government Reform.
- SB 68**—Economic Development.
- SB 69**—Government Reform.
- SB 70**—Appropriations.
- SB 71**—Small Business and Industry.
- SB 72**—Ways and Means.
- SB 73**—Education.
- SB 74**—Judiciary and Civil and Criminal Jurisprudence.
- SB 75**—Transportation, Infrastructure and Public Safety.
- SB 76**—Seniors, Families and Children.
- SB 77**—Seniors, Families and Children.
- SB 78**—Seniors, Families and Children.
- SB 79**—Local Government and Elections.
- SB 80**—Government Reform.

SB 81—Judiciary and Civil and Criminal Jurisprudence.

SB 82—Health and Pensions.

SB 83—Seniors, Families and Children.

SB 84—Agriculture, Food Production and Outdoor Resources.

SB 85—Ways and Means.

SB 86—Seniors, Families and Children.

SB 87—Ways and Means.

SB 88—Seniors, Families and Children.

SB 89—Transportation, Infrastructure and Public Safety.

SB 90—Small Business and Industry.

COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following escort committee pursuant to **HCR 3**: Senators Emery, Hegeman, Luetkemeyer, Onder, White, Sifton, Rizzo, May, Nasheed and Holsman.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR
STATE OF MISSOURI

January 17, 2019

REORGANIZATION PLAN NO. 1
2019

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and Sections 26.500 to 26.540, RSMo, I hereby transmit Reorganization Plan No. 1 of 2019, by Executive Order 19-01, to transfer the Division of Energy from the Department of Economic Development and assign it, and all of its responsibilities and functions, to the Department of Natural Resources. The Division of Energy will retain all functions and authority as provided by law. The Department of Natural Resources shall furnish administrative support and staff as is necessary for the effective operation of the Division of Energy.

Respectfully submitted,
Michael L. Parson
Governor

EXECUTIVE ORDER
19-01

WHEREAS, the Missouri Department of Economic Development is created pursuant to Article IV, Section 12 of the Missouri Constitution and Chapter 620, RSMo, and is charged with promoting the economy of the State, the economic development of the State, trade and business, and other activities and programs impacting the economy of the State; and

WHEREAS, the Missouri Department of Natural Resources is created pursuant to Article IV, Section 12 of the Missouri Constitution and Chapter 640, RSMo, and is charged with administering the programs of the State relating to environmental control and the conservation and management of natural resources of the State; and

WHEREAS, the Division of Energy, located within the Department of Economic Development, is charged with coordinating actions relating to energy sustainability in the State, renewable energy use, and energy conservation pursuant to Section 640.157, RSMo; and

WHEREAS, energy sustainability, renewable energy use, and energy conservation are integrally related to the health of natural resources across the State; and

WHEREAS, the transfer of the Division of Energy from the Department of Economic Development to the Department of Natural Resources

will benefit the State of Missouri by enhancing the Department of Natural Resources' ability to balance a healthy environment with a healthy economy; and

WHEREAS, top-performing state economic development agencies focus primarily on business development and community development, as well as close coordination with workforce development; and

WHEREAS, the transfer of the Division of Energy from the Department of Economic Development to the Department of Natural Resources will benefit the State of Missouri by enabling the Department of Economic Development to align itself more fully around the core economic development activities of business development and community development, closely coordinated with workforce development.

NOW THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, do hereby order the Department of Economic Development and the Department of Natural Resources to cooperate to:

1. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Energy from the Department of Economic Development to the Department of Natural Resources by Type I transfer, as defined under the Reorganization Act of 1974;
2. Develop the mechanisms and processes necessary to effectively transfer the Division of Energy to the Department of Natural Resources; and
3. Take the steps necessary to maintain compliance with federal requirements so as not to jeopardize federal financial participation with this transfer.

This order shall become effective no sooner than August 28, 2019, unless disapproved within sixty days of its submission to the First Regular Session of the 100th General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 17th day of January 2019.

Michael L. Parson
Governor

Seal

ATTEST:

John R. Ashcroft
Secretary of State

Also,

GOVERNOR
STATE OF MISSOURI

January 17, 2019

REORGANIZATION PLAN NO. 2
2019

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and Sections 26.500 to 26.540, RSMo, I hereby transmit Reorganization Plan No. 2 of 2019, by Executive Order 19-02, to transfer the Office of Public Counsel and the Public Service Commission from the Department of Economic Development and assign them, and all of their responsibilities and functions, to the Department of Insurance, Financial Institutions and Professional Registration. The Office of Public Counsel and the Public Service Commission will retain all functions and authority as provided by law. The Department of Insurance, Financial Institutions and Professional Registration shall furnish administrative support and staff as is necessary for the effective operation of the Office of Public Counsel and the Public Service Commission.

Respectfully submitted,
Michael L. Parson
Governor

EXECUTIVE ORDER

19-02

WHEREAS, the Missouri Department of Economic Development is created pursuant to Article IV, Section 12 of the Missouri Constitution

and Chapter 620, RSMo, and is charged with promoting the economy of the State, the economic development of the State, trade and business, and other activities and programs impacting the economy of the State; and

WHEREAS, the Missouri Department of Insurance is created pursuant to Article IV, Section 12 of the Missouri Constitution, which was redesignated as the Department of Insurance, Financial Institutions and Professional Registration pursuant to Executive Order 06-04, and is charged with regulation of insurance companies, financial institutions, and professional registration of many industries and occupations, including consumer affairs; and

WHEREAS, the Office of Public Counsel, located within the Department of Economic Development, is charged with representing and protecting the interests of the public in any proceeding before or appeal from the Missouri Public Service Commission pursuant to Section 386.710, RSMo; and

WHEREAS, the Public Service Commission, located within the Department of Economic Development, is created pursuant to Chapter 386, RSMo, and is charged with regulating investor-owned electric, natural gas, steam, water, and sewer utilities; and

WHEREAS, the Department of Insurance, Financial Institutions and Professional Registration has extensive expertise in the regulation of complex industries and is well positioned to enhance State functions relating to utility regulation; and

WHEREAS, the transfer of the Office of Public Counsel and the Public Service Commission from the Department of Economic Development to the Department of Insurance, Financial Institutions and Professional Registration will benefit the State of Missouri by consolidating regulatory functions and programs to increase efficiencies and provide a more cohesive and coordinated approach to the regulation of complex industries, including protecting the interests of the public in regard to such industries; and

WHEREAS, top-performing state economic development agencies focus primarily on business development and community development, as well as close coordination with workforce development.

NOW THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, do hereby order the Department of Economic Development and the Department of Insurance, Financial Institutions and Professional Registration to cooperate to:

1. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Office of Public Counsel and the Public Service Commission from the Department of Economic Development to the Department of Insurance, Financial Institutions and Professional Registration by Type III transfer, as defined under the Reorganization Act of 1974;
2. Develop the mechanisms and processes necessary to effectively transfer the Office of Public Counsel and the Public Service Commission to the Department of Insurance, Financial Institutions and Professional Registration; and
3. Take the steps necessary to maintain compliance with federal requirements so as not to jeopardize federal financial participation with this transfer.

The Department of Insurance, Financial Institutions and Professional Registration shall henceforth be known as the Department of Commerce and Insurance. Executive Order 06-04's designation of the Department of Insurance as the Department of Insurance, Financial Institutions and Professional Registration is hereby superseded and replaced by the designation as the Department of Commerce and Insurance set forth herein. This order shall become effective no sooner than August 28, 2019, unless disapproved within sixty days of its submission to the First Regular Session of the 100th General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 17th day of January, 2019.

Michael L. Parson
Governor

John R. Ashcroft
Secretary of State

Seal

ATTEST:

Also,

GOVERNOR
STATE OF MISSOURI

January 17, 2019

REORGANIZATION PLAN NO. 3

2019

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE ONE HUNDREDTH GENERAL ASSEMBLY OF THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act

of 1974 and Sections 26.500 to 26.540, RSMo, I hereby transmit Reorganization Plan No. 3 of 2019, by Executive Order 19-03, to reorganize the divisions of the Department of Economic Development, including the transfer of the Division of Workforce Development and the Missouri Economic Research and Information Center (MERIC) from the Department of Economic Development and assigning them, and all of their responsibilities and functions, to the Department of Higher Education to maximize the State's capacity for the core economic development priorities of business and community development.

The Division of Workforce Development will retain all functions and authority as provided by law, except as set forth herein. The Department of Higher Education shall furnish administrative support and staff as is necessary for the effective operation of the Division of Workforce Development and the Missouri Economic Research and Information Center (MERIC).

The Regional Engagement Division, Strategy and Performance Division, and One Start Division shall be created within the Department of Economic Development, and the Division of Business and Community Services shall be redesignated as the Business and Community Solutions Division. The Department of Economic Development shall furnish administrative support and staff as is necessary for the effective operation of these divisions.

Respectfully submitted,

Michael L. Parson

Governor

EXECUTIVE ORDER

19-03

WHEREAS, the Missouri Department of Economic Development is created pursuant to Article IV, Section 12 of the Missouri Constitution and Chapter 620, RSMo, and is charged with promoting the economy of the State, the economic development of the State, trade and business, and other activities and programs impacting the economy of the State; and

WHEREAS, the Missouri Department of Higher Education is created pursuant to Article IV, Section 12 of the Missouri Constitution and Chapter 173, RSMo, and is charged with coordinating higher education policy that fosters a quality post-secondary system, as well as increasing participation in Missouri's public institutions of higher education; and

WHEREAS, the Division of Workforce Development, located within the Department of Economic Development, is currently the state agency designated to receive federal Workforce Innovation and Opportunity Act (WIOA) and Wagner-Peyser funds, conduct job training programs and labor exchanges, and administer other federal and State workforce development programs pursuant to Section 620.010, RSMo; and

WHEREAS, the Division of Workforce Development and the Department of Higher Education have worked closely with each other in the past on issues relating to workforce development and higher education; and

WHEREAS, combining the post-secondary talent development functions of the Department of Higher Education and the Division of Workforce Development will result in better consolidation and coordination of the State's functions relating to workforce development and higher education and would benefit the citizens of the State by promoting efficient administration of post-secondary talent development functions; and

WHEREAS, the Missouri Economic Research and Information Center (MERIC), located within the Department of Economic Development's Division of Business and Community Services, compiles and analyzes labor market information that is essential to the effective and efficient administration of workforce development programs; and

WHEREAS, combining MERIC with the Department of Higher Education and the Division of Workforce Development would provide targeted labor market information and analyses critical to advancing Missouri's post-secondary talent development functions; and

WHEREAS, the transfer of the Division of Workforce Development from the Department of Economic Development to the Department of Higher Education will benefit the State of Missouri by enabling the Department of Economic Development to align itself around the core economic development activities of business and community development, while maintaining close coordination and partnership with the Division of Workforce Development and the Department of Higher Education; and

WHEREAS, the transfer of the Division of Workforce Development's customized job training programs to the newly created One Start division within the Department of Economic Development will promote economic growth and job creation; and

WHEREAS, the establishment of the Regional Engagement Division for business retention, expansion, and recruitment functions will enable the Department of Economic Development to better serve individuals and businesses in different regions of the State; and

WHEREAS, the establishment of the Strategy and Performance Division will enable the Department of Economic Development to enhance its long-term planning and use of data to more effectively carry out its internal and external operations; and

WHEREAS, the Division of Business and Community Services, located within the Department of Economic Development, provides finance and compliance functions and subject matter expertise crucial to helping Missouri's businesses and communities grow; and

WHEREAS, redesignating the Division of Business and Community Services as the Business and Community Solutions Division will more accurately reflect the Division's solutions-oriented nature and its mission of solving businesses' and communities' challenges across the State.

NOW THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by

the Constitution and laws of the State of Missouri, do hereby:

1. Establish the Regional Engagement Division within the Department of Economic Development and transfer all of the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Business and Community Services relating to sales, marketing, and initial customer engagement for business retention and expansion and business recruitment functions to the Regional Engagement Division by Type I transfer, as defined under the Reorganization Act of 1974;
2. Establish the Strategy and Performance Division within the Department of Economic Development and transfer all of the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Department of Economic Development and the Division of Business and Community Services relating to economic analysis, communications and marketing, broadband development, departmental performance and improvement, legislative affairs, military asset support, and strategic initiatives to the Strategy and Performance Division by Type I transfer, as defined under the Reorganization Act of 1974;
3. Establish the One Start Division within the Department of Economic Development and transfer all of the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Workforce Development relating to customized job training programs to the One Start Division by Type I transfer, as defined under the Reorganization Act of 1974;
4. Redesignate the Division of Business and Community Services within the Department of Economic Development as the Business and Community Solutions Division in recognition of its solutions-oriented mission to support businesses and communities through economic development finance and compliance functions and subject matter expertise;
5. Transfer all powers, duties and responsibilities of the Division of Business and Community Services not otherwise transferred pursuant to this Executive Order to the redesignated Business and Community Solutions Division;
6. Transfer the Division of Workforce Development and all of its authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges, except as set forth herein, from the Department of Economic Development to the Department of Higher Education by Type I transfer, as defined under the Reorganization Act of 1974;
7. Transfer the Missouri Economic Research and Information Center (MERIC) and all of its authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges, from the Department of Economic Development to the Department of Higher Education by Type I transfer, as defined under the Reorganization Act of 1974;
8. Transfer all of the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Workforce Development relating to employer service representatives to the Regional Engagement Division by Type I transfer, as defined under the Reorganization Act of 1974;
9. Order the Department of Economic Development and the Department of Higher Education to develop the mechanisms and processes necessary to effectively complete the orders described herein; and
10. Order the Department of Economic Development and the Department of Higher Education to take the steps necessary to maintain compliance with federal requirements so as not to jeopardize federal financial participation with the transfers completed herein.

This order shall become effective no sooner than August 28, 2019, unless disapproved within sixty days of its submission to the First Regular Session of the 100th General Assembly.

Seal

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 17th day of January, 2019.

Michael L. Parson
Governor

ATTEST:

John R. Ashcroft
Secretary of State

COMMUNICATIONS

President Pro Tem Schatz submitted the following:

January 22, 2019

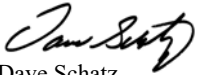
Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to RsMO 42.007, I am appointing Senator Wayne Wallingford to replace former Senator Dan Brown on the Missouri Veterans' Commission.

Please do not hesitate to contact my office if you have any questions.

Sincerely,



Dave Schatz
President Pro Tem

Also,

January 22, 2019

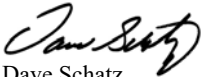
Ms. Adriane Crouse
Secretary of the Missouri Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Crouse:

Pursuant to RsMO 476.055, I am appointing Senator Bill White to replace former Senator Bob Dixon on the Court Automation Committee.

Please do not hesitate to contact my office if you have any questions.

Sincerely,



Dave Schatz
President Pro Tem

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

SENATE CALENDAR

EIGHTH DAY—WEDNESDAY, JANUARY 23, 2019

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 91-Nasheed
SB 92-Nasheed
SB 93-Sifton
SB 94-Sifton

SB 95-Sifton
SB 96-Hegeman
SB 97-Hegeman
SB 98-Wieland

SB 99-Wieland	SB 149-Koenig
SB 100-Riddle	SB 150-Koenig
SB 101-Riddle	SB 151-Koenig
SB 102-Riddle	SB 152-Holsman
SB 103-Schupp	SB 153-Sifton
SB 104-Schupp	SB 154-Luetkemeyer
SB 105-Schupp	SB 155-Luetkemeyer
SB 106-Hoskins	SB 156-Wallingford
SB 107-Hoskins	SB 157-Wallingford
SB 108-Koenig	SB 158-Eigel
SB 109-Koenig	SB 159-Sifton
SB 110-Koenig	SB 160-Koenig
SB 111-Eigel	SB 161-Cunningham
SB 112-Eigel	SB 162-Schupp
SB 113-Eigel	SB 163-Schupp
SB 114-Crawford	SB 164-Schupp
SB 115-Crawford	SB 165-Eigel
SB 116-Cierpiot	SB 166-Crawford
SB 117-Cierpiot	SB 167-Crawford
SB 118-Cierpiot	SB 168-Wallingford
SB 119-Arthur	SB 169-Wallingford
SB 120-Burlison	SB 170-Schupp
SB 121-Burlison	SB 171-Schupp
SB 122-Burlison	SB 172-Schupp
SB 123-White	SB 173-Crawford
SB 124-Hough	SB 174-Crawford
SB 125-Hough	SB 175-Crawford
SB 126-Hough	SB 176-Hough
SB 127-Sater	SB 177-Hough
SB 128-Sater	SB 178-Schupp
SB 129-Sater	SB 179-Cunningham
SB 130-Emery	SB 180-Wallingford
SB 131-Emery	SB 182-Cierpiot, et al
SB 132-Emery	SB 183-Arthur
SB 133-Cunningham	SB 184-Wallingford
SB 134-Wallingford	SB 185-Wallingford
SB 135-Sifton	SB 186-Hegeman
SB 136-Sifton	SB 187-Eigel
SB 137-Sifton	SB 188-Eigel
SB 138-Riddle	SB 189-Crawford
SB 139-Koenig	SB 190-Onder
SB 140-Koenig	SB 191-Schupp
SB 141-Koenig	SB 192-Schupp
SB 142-Eigel	SB 193-Schupp
SB 143-Cierpiot	SB 194-Hoskins
SB 144-Burlison	SB 195-Hoskins
SB 145-Burlison	SB 196-Bernskoetter
SB 146-Burlison	SB 197-Onder
SB 147-Sater	SB 198-Onder
SB 148-Sifton	SB 199-Arthur

SB 200-Hough	SB 252-Wieland
SB 201-Romine	SB 253-Sater
SB 202-Romine	SB 254-Bernskoetter
SB 203-Nasheed	SB 255-Bernskoetter
SB 204-Riddle	SB 256-Hegeman
SB 205-Arthur	SB 257-Hoskins
SB 206-Arthur	SB 258-Wallingford
SB 207-Emery	SB 259-Romine
SB 208-Wallingford	SB 260-Onder
SB 209-May	SB 261-Nasheed
SB 210-May	SB 262-Sater
SB 211-Wallingford	SB 263-Schupp
SB 212-Sifton	SB 264-Crawford
SB 213-Hegeman	SB 265-Luetkemeyer
SB 215-Schupp	SB 266-Wieland
SB 216-Schupp	SB 267-Wieland
SB 217-Schupp	SB 268-Wieland
SB 218-Hoskins	SB 269-Eigel
SB 219-Hoskins	SB 270-White and Crawford
SB 220-Hoskins	SB 271-Emery
SB 221-Crawford	SB 272-Emery
SB 222-Hough	SB 273-Emery
SB 223-Brown	SB 274-Sater
SB 224-Luetkemeyer	SB 275-Sater
SB 225-Curls	SB 276-Rowden
SB 226-Sater	SB 277-Crawford
SB 227-Sater	SB 278-Wallingford
SB 228-Sater	SB 279-Onder
SB 229-Crawford	SB 280-Sater
SB 230-Crawford	SB 281-Brown
SB 231-Hough	SB 282-Brown
SB 232-Sater	SB 283-Hoskins
SB 233-Sater	SB 284-Hoskins
SB 234-White	SJR 1-Sater and Onder
SB 235-White	SJR 2-Emery
SB 236-White	SJR 3-Hegeman
SB 237-White	SJR 4-Eigel
SB 238-Emery	SJR 5-Eigel
SB 239-White	SJR 6-Eigel
SB 240-White	SJR 7-Cierpiot
SB 241-Rizzo	SJR 8-Cierpiot
SB 242-Walsh	SJR 9-Cierpiot
SB 243-Walsh	SJR 10-Burlison
SB 244-Walsh	SJR 11-Burlison
SB 245-Walsh	SJR 12-Eigel
SB 246-Hough	SJR 13-Holsman
SB 247-Hough	SJR 14-Luetkemeyer
SB 248-Brown	SJR 15-Holsman
SB 249-Koenig	SJR 16-Sifton
SB 250-Koenig	SJR 17-Nasheed
SB 251-Koenig	

INFORMAL CALENDAR

RESOLUTIONS

SR 20-Holsman

To be Referred

SCR 8-Holsman

SCR 9-Eigel

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