

Journal of the Senate

FIRST REGULAR SESSION

FIFTY-SECOND DAY—TUESDAY, APRIL 16, 2019

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Carl Gauck offered the following prayer:

“Let your speech always be gracious, seasoned with salt, so that you may know how you ought to answer everyone.” (Colossians 4:6)

Dear Lord as we engage each other this day may our speech be considerate and caring to how and what we say. Help us have a disposition of kindness and an inviting spirit as we deal with one another. 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

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 Williams offered Senate Resolution No. 632, regarding Molly Ann Prescott, Florissant, which was adopted.

Senator Hegeman offered Senate Resolution No. 633, regarding the Fiftieth Wedding Anniversary of Philip and Sharon Senger, Excelsior Springs, which was adopted.

Senator Koenig offered Senate Resolution No. 634, regarding Albert P. "Al" Schepers, Fenton, which was adopted.

Senator Koenig offered Senate Resolution No. 635, regarding William Robert Wirtel, St. Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 636, regarding John G. Pollard, St. Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 637, regarding James Robert "Jim" Johnston, Kirkwood, which was adopted.

Senator Koenig offered Senate Resolution No. 638, regarding William Wright "Bill" Korn, St. Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 639, regarding Myron D. Grills, St. Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 640, regarding Robert G. "Bob" Cordes, St. Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 641, regarding Alvin Edward Constant, Kirkwood, which was adopted.

THIRD READING OF SENATE BILLS

SS for SB 218, introduced by Senator Hoskins, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 218

An Act to repeal section 178.530, RSMo, and to enact in lieu thereof two new sections relating to education pilot programs for elementary students.

Was taken up.

On motion of Senator Hoskins, **SS for SB 218** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham
Curls	Eigel	Emery	Hegeman	Holsman	Hoskins	Hough
Koenig	Libla	Luetkemeyer	May	Nasheed	O'Laughlin	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	White	Wieland	Williams—33		

NAYS—Senators—None

Absent—Senator Onder—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for SCS for SJRs 14 and 9, introduced by Senator Luetkemeyer, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NOS. 14 and 9

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article VII of the Constitution of Missouri, by adding thereto one new section relating to the limitation of terms served by certain elected officers.

Was taken up.

On motion of Senator Luetkemeyer, **SS for SCS for SJRs 14 and 9** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham
Curls	Eigel	Holsman	Hoskins	Hough	Koenig	Libla
Luetkemeyer	Nasheed	O'Laughlin	Onder	Riddle	Rizzo	Romine
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
White	Wieland	Williams—31				

NAYS—Senators

Emery	Hegeman	May—3
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator Onder moved that motion lay on the table, which motion prevailed.

SCS for SB 363, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 363**

An Act to repeal section 43.540, RSMo, and to enact in lieu thereof three new sections relating to background checks, with a penalty provision and an emergency clause.

Was taken up by Senator Riddle.

On motion of Senator Riddle, **SCS for SB 363** was read the 3rd time and passed by the following vote:

YEAS—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	

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—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	

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SS for SB 210, introduced by Senator May, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 210

An Act to amend chapter 10, RSMo, by adding two new sections relating to state designations.

Was taken up.

On motion of Senator May, **SS for SB 210** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Brown	Cierpiot	Crawford	Cunningham	Curls	Eigel
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—31				

NAYS—Senators

Bernskoetter	Burlison	Emery—3
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator May, title to the bill was agreed to.

Senator May moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SCS for SB 60, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 60

An Act to repeal section 567.050, RSMo, and to enact in lieu thereof two new sections relating to victims of certain crimes, with penalty provisions.

Was taken up by Senator Arthur.

On motion of Senator Arthur, **SCS for SB 60** was read the 3rd time and passed by the following vote:

YEAS—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	

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Arthur, title to the bill was agreed to.

Senator Arthur moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Libla moved that **SB 88** be called from the Informal Calendar and again taken up for perfection which motion prevailed.

Senator Sifton offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 88, Page 2, Section 210.160, Line 21, by striking “any initial court appearance” and inserting in lieu thereof the following: “**the appointment of the guardian ad litem**”; and further amend line 22, by inserting immediately after “courthouse.” the following: “**The child’s current placement or legal custodian shall cooperate with the guardian ad litem to schedule the initial meeting and take all steps necessary to effectuate the meeting.**”; and

Further amend said bill, page 3, section 484.355, line 4, by inserting immediately after “484.350” the following: “**, effective September 1, 2011, or successor standards promulgated by the supreme court**”; and

Further amend said bill and section, page 4, line 40, by striking “disclose” and insert in lieu thereof the following: “**redisclose**”.

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

On motion of Senator Libla, **SB 88**, as amended, was declared perfected and ordered printed.

Senator Rizzo moved that **SB 333** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

On motion of Senator Rizzo, **SB 333** was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, 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, to which was referred **SS for SB 414**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Nasheed moved that **SB 203**, with SCS, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for SB 203, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 203

An Act to repeal sections 82.1025, 82.1027, 82.1028, 82.1029, 82.1030, and 82.1031, RSMo, and to enact in lieu thereof three new sections relating to property regulations in certain cities and counties.

Was taken up.

Senator Nasheed moved that **SCS for SB 203** be adopted.

Senator Brown assumed the Chair.

Senator Emery assumed the Chair.

Senator Brown assumed the Chair.

Senator Cunningham offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 203, Page 6, Section 82.1030, Line 7, by inserting after all of said line the following:

“82.1031. No action shall be brought under section 82.1025 [or] and sections 82.1027 to 82.1030 if the owner of the property that is the subject of the action is in good faith compliance with [any order] all orders issued by the department of natural resources, the United States Environmental Protection Agency, or the office of attorney general.”; and

Further amend said bill, page 8, section 82.1031, lines 1-5 by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

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

Senator Nasheed moved that **SCS for SB 203**, as amended, be adopted, which motion prevailed.

On motion of Senator Nasheed, **SCS for SB 203**, as amended, was declared perfected and ordered printed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, 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, to which was referred **SB 333**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Schatz referred SS for **SB 414** to the Committee on Fiscal Oversight.

RESOLUTIONS

Senator Sater offered Senate Resolution No. 642, regarding the Sixtieth Wedding Anniversary of John and Eve Adams, Southwest City, which was adopted.

Senator Walsh offered Senate Resolution No. 643, regarding Robert J. Doerr, Bellefontaine Neighbors, which was adopted.

Senator Arthur offered Senate Resolution No. 644, regarding Eagle Scout David Gerald Bartlett, Kansas City, which was adopted.

Senator Arthur offered Senate Resolution No. 645, regarding Eagle Scout Austyn Tyler Smelley, Kansas City, which was adopted.

On motion of Senator Rowden, the Senate recessed until 2:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Brown.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 34**.

HOUSE CONCURRENT RESOLUTION NO. 34

WHEREAS, John Jordan “Buck” O’Neil was born in Carrabelle, Florida, in 1911; and

WHEREAS, O’Neil was prevented from attending high school as a result of racial segregation; and

WHEREAS, O’Neil left Florida in 1934 to play semi-professional exhibition baseball; and

WHEREAS, he signed with the Memphis Red Sox, a member of the newly formed Negro American League, in their first year of play in 1937; and

WHEREAS, in 1938, O’Neil’s contract was sold to the Kansas City Monarchs, where he played until 1955, except for 1943-1945 when he served in the Navy in World War II; and

WHEREAS, O’Neil’s career batting average was .288 and he had an average over .300 in four seasons; and

WHEREAS, in 1946, O’Neil led the Negro American League with a .353 batting average; and

WHEREAS, he played in three Negro League All-Star games and in two Negro League World Series; and

WHEREAS, O’Neil was named manager of the Kansas City Monarchs in 1948, and also continued to play first base until 1951; and

WHEREAS, in 1955, O’Neil became a scout for the Chicago Cubs and is credited with recruiting Hall of Famer Lou Brock; and

WHEREAS, O’Neil returned to Kansas City as a scout for the Royals in 1988; and

WHEREAS, he was named Midwest Scout of the Year in 1998; and

WHEREAS, O’Neil’s commitment to preserving the history of the Negro Leagues was unparalleled; and

WHEREAS, in 1990, O’Neil led the effort to establish the Negro Leagues Baseball Museum in Kansas City and served as its honorary board chairman until his death in 2006; and

WHEREAS, he was inducted into the Baseball Scouts Hall of Fame in 2002; and

WHEREAS, at Kaufmann Stadium, the Kansas City Royals have designated Seat 9, Row C, Section 127 as the “Buck O’Neil Legacy Seat”, occupied at every home game by an individual who best exemplifies O’Neil’s spirit; and

WHEREAS, in 2006, O’Neil was posthumously awarded the Presidential Medal of Freedom by President George W. Bush for his

“excellence and determination both on and off the baseball field”; and

WHEREAS, O’Neil was awarded the first annual Beacon of Life Award by Major League Baseball in 2007:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the One Hundredth General Assembly, First Regular Session, the Senate concurring therein, hereby urge the Baseball Hall of Fame to induct John Jordan “Buck” O’Neil into the Baseball Hall of Fame in recognition of his contributions to the sport as a player, manager, scout, and for his work to preserve and promote the history of the sport for future generations; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Speaker of the House of Representatives, the President Pro Tempore of the Senate, the Governor, and the National Baseball Hall of Fame and Museum.

In which the concurrence of the Senate is respectfully requested.

REPORTS OF STANDING COMMITTEES

Senator Rowden, 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, after examination of **HB 565**, with SCS, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred SCS for **SB 203** and **SB 88**, 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.

SENATE BILLS FOR PERFECTION

Senator Bernskoetter moved that **SB 391** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Bernskoetter offered **SS** for **SB 391**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 391

An Act to repeal section 192.300, RSMo, and to enact in lieu thereof one new section relating to county health ordinances, with an existing penalty provision.

Senator Bernskoetter moved that **SS** for **SB 391** be adopted.

Senator Schupp offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 391, Page 1, In the Title, Lines 3-4, of the title, by striking “county health ordinances” and inserting in lieu thereof the following: “agricultural operations”; and

Further amend said bill, Page 2, Section 192.300, Line 27 of said page, by inserting after all of said line the following:

“640.715. 1. **Notwithstanding any other provision of law to the contrary**, prior to filing an

application to acquire [an operating permit for a new or expanded facility] **a construction permit** from the department, the owner or operator of any class IA, class IB, or class IC concentrated animal feeding operation shall provide, **in addition to all information required by the department in such an application**, the following information to the department, to the county governing body and to all adjoining property owners of property located within one and one-half times the buffer distance as specified in subsection 2 of section 640.710 for the size of the proposed facility:

- (1) The number of animals anticipated at such facility;
- (2) The waste handling plan and general layout of the facility;
- (3) The location and number of acres of such facility;
- (4) Name, address, telephone number and registered agent for further information as it relates to subdivisions (1) to (3) of this subsection;
- (5) Notice that the department will accept written comments from the public for a period of thirty days; and
- (6) The address of the regional or state office of the department.

The department shall require proof of such notification upon accepting an application for [an operating] **a construction permit** [for a new or expanded facility]. The department shall accept written comments from the public for thirty days after receipt of application for [such] **a construction permit**. **Additionally, notification that an application for a construction permit has been filed shall be sent by United States mail to all landowners residing within a three mile radius of the proposed facility at least sixty days prior to the end of the comment period.**

2. The department shall not issue [an operating] **a construction** permit to a facility described in subsection 1 of this section to engage in any activity regulated by the department unless the applicant is in compliance with sections 640.700 to 640.755.

3. The department shall **either issue [an operating] or deny a construction** permit or respond with a letter of comment to the owner or operator of such facility within forty-five days of receiving a completed permit application and verification of compliance with subsection 1 of this section.

4. Upon issuance of the construction permit, the owner or operator of any class IA, class IB, or class IC concentrated animal feeding operation may commence construction of the facility. Upon completion of construction, the department shall inspect the facility to ensure compliance with the construction permit and applicable laws and rules. Upon department approval of such construction, the owner or operator may apply for an operating permit. The procedures set forth in subsections 1 and 2 of this section shall be the same procedures followed when applying for an operating permit for a new or expanded facility.

5. The department shall either issue or deny an operating permit or respond with a letter of comment to the owner or operator of such facility within forty-five days of receiving a completed permit application and verification of compliance with subsection 1 of this section.”; and

Further amend the title and enacting clause accordingly.

Senator Schupp moved that the above amendment be adopted.

President Kehoe assumed the Chair.

Senator Schupp offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 391, Page 2, Line 13, by striking the words “a three mile radius” and inserting in lieu thereof the following: “**three times the buffer distance as specified in subsection 2 of section 640.710 for the size**”.

Senator Schupp moved that the above amendment be adopted.

At the request of Senator Schupp, **SA 1** to **SA 1** was withdrawn.

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

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

Amend Senate Substitute for Senate Bill No. 391, Page 1, In the Title, Lines 3-4 of the title, by striking “county health ordinances” and inserting in lieu thereof the following: “agricultural operations”; and

Further amend said bill, Page 2, Section 192.300, Line 27 of said page, by inserting after all of said line the following:

“640.715. 1. Prior to filing an application to acquire an operating permit for a new or expanded facility from the department, the owner or operator of any class IA, class IB, or class IC concentrated animal feeding operation shall provide the following information to the department, to the county governing body and to all adjoining property owners, **via certified mail**, of property located within [one and one-half] **three** times the buffer distance as specified in subsection 2 of section 640.710 for the size of the proposed facility:

- (1) The number of animals anticipated at such facility;
- (2) The waste handling plan and general layout of the facility;
- (3) The location and number of acres of such facility;
- (4) Name, address, telephone number and registered agent for further information as it relates to subdivisions (1) to (3) of this subsection;
- (5) Notice that the department will accept written comments from the public for a period of thirty days; and
- (6) The address of the regional or state office of the department.

The department shall require proof of such notification upon accepting an application for an operating permit for a new or expanded facility. The department shall accept written comments from the public for thirty days after receipt of application for such permit.

2. The department shall not issue an operating permit to a facility described in subsection 1 of this section to engage in any activity regulated by the department unless the applicant is in compliance with sections 640.700 to 640.755.

3. The department shall issue an operating permit or respond with a letter of comment to the owner or

operator of such facility within forty-five days of receiving a completed permit application and verification of compliance with subsection 1 of this section. **No construction on a new or expanded facility shall commence until the department has issued an operating permit to the owner or operator of such facility.”; and**

Further amend the title and enacting clause accordingly.

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

Senator Holsman offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 391, Page 1, Section 192.300, Line 19 of said page, by inserting after all of said line the following:

“2. Notwithstanding the provisions of subsection 1 of this section to the contrary, any county of the state that has an elected county planning commission may impose standards or requirements through the planning and zoning process on a concentrated animal feeding operation regulated under chapter 640 that are more stringent than any provision of this chapter or chapters 260, 640, 643, or 644, or any rule or regulation promulgated under such chapters.”; and further amend said section by renumbering the remaining subsections accordingly.

Senator Holsman moved that the above amendment be adopted.

At the request of Senator Bernskoetter, **SB 391**, with **SS** and **SA 2** (pending), was placed on the Informal Calendar.

The Senate observed a moment of silence in memory of Norma Jean Schupp.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **CCS** for **SCS** for **HCS** for **HB 14**, 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.

RESOLUTIONS

Senator Hoskins offered Senate Resolution No. 646, regarding Dr. Roger J. Best, which was adopted.

Senator Crawford offered Senate Resolution No. 647, regarding Eagle Scout Trevor Wade Henderson, Warsaw, which was adopted.

Senator Sifton offered Senate Resolution No. 648, regarding Elizabeth Hansen, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 649, regarding Katherine Elizabeth Ransden, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 650, regarding Lee Morgan Francis, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 651, regarding Clarissa Marie Emanuel, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 652, regarding Caitlin Souers, St. Louis, which was adopted.

Senator Cunningham offered Senate Resolution No. 653, regarding Deb Boyle, West Plains, which was adopted.

On motion of Senator Rowden, the Senate recessed until 8:00 p.m.

RECESS

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

SENATE BILLS FOR PERFECTION

Senator Romine moved that **SB 259** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Romine offered **SS** for **SB 259**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 259

An Act to repeal section 536.018, RSMo, and to enact in lieu thereof eleven new sections relating to due process proceedings at institutions of higher education.

Senator Romine moved that **SS** for **SB 259** be adopted.

Senator Nasheed offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 259, Page 8, Section 173.1910, Line 4 of said page, by inserting immediately after the word “expense” the following: “, **and if such student cannot afford an attorney, one will be provided by the public defender’s office**”.

Senator Nasheed moved that the above amendment be adopted.

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

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

Amend Senate Substitute for Senate Bill No. 259, Page 8, Section 173.1910, Line 4 of said page, by inserting immediately after the word “expense” the following: “, **and if such student cannot afford an attorney, one will be provided by the public defender’s office**”; and

Further amend said bill, page 9, section 173.1915, line 23, by inserting at the end of said line the following: “**and**”; and further amend line 24, by striking all of said line; and further renumber the remaining subdivision accordingly.

Senator Emery moved that the above amendment be adopted.

Senator Nasheed requested a roll call vote be taken on the adoption of **SSA 1 for SA 1**. She was joined in her request by Senators Arthur, Rizzo, Schupp and Sifton.

Pursuant to Senate Rule 82, Senator Onder requested a division of the question on **SSA 1 for SA 1**, Part I to include Lines 1-4 and Part II to include Lines 5-8.

At the request of Senator Emery, **SSA 1 for SA 1** was withdrawn.

SA 1 was again taken up.

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

SA 1 failed of adoption by the following vote:

YEAS—Senators

Arthur	Holsman	May	Nasheed	Rizzo	Schupp	Sifton
Walsh	Williams—9					

NAYS—Senators

Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham	Emery
Hoskins	Koenig	Libla	Luetkemeyer	Onder	Riddle	Romine
Rowden	Schatz	Wallingford	White—18			

Absent—Senators

Eigel	Hegeman	Hough	O'Laughlin	Sater	Wieland—6
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Absent with leave—Senator Curls—1

Vacancies—None

Senator Nasheed offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 259, Page 10, Section 173.1920, Line 7 of said page, by inserting immediately after “1.” the following: **“Each commissioner of the administrative hearing commission and all employees of institutions of higher education shall annually complete a training on 20 U.S.C. Sections 1681 to 1688 that shall be provided by the attorney general’s office.**

2.”; and further amend said section by renumbering the remaining subsection accordingly.

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

SA 2 failed of adoption by the following vote:

YEAS—Senators

Arthur	Holsman	May	Nasheed	Rizzo	Schupp	Sifton
Walsh	Williams—9					

NAYS—Senators

Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham	Eigel
Emery	Hoskins	Koenig	Libla	Luetkemeyer	Onder	Riddle
Romine	Rowden	Schatz	Wallingford	White—19		

Absent—Senators

Hegeman	Hough	O'Laughlin	Sater	Wieland—5
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Absent with leave—Senator Curls—1

Vacancies—None

Senator Nasheed offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 259, Page 4, Section 173.1905, Line 23, by inserting after all of said line the following:

“8. Any final decision or order of the administrative hearing commission shall be submitted to the attorney general who shall ratify or reverse the decision or order within thirty days. The attorney general shall not conduct a new hearing and shall rely on all the evidence presented to the commission in his or her decision to ratify or reverse the decision or order.”

Senator Nasheed moved that the above amendment be adopted.

At the request of Senator Romine, **SB 259**, with **SS** and **SA 3** (pending), was placed on the Informal Calendar.

COMMUNICATIONS

Senator Brown offered the following:

April 16, 2019

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

Dear Ms. Crouse:

I would request that you please remove House Bill 831 from the Consent Calendar.

Thank you,
/s/ Justin D. Brown
JUSTIN D. BROWN
State Senator
District 16

INTRODUCTIONS OF GUESTS

Senator Rowden introduced to the Senate, representatives of Sheltered Workshops.

Senator Crawford introduced to the Senate, Charlotte Yoakum, Kalei Wolken and Cat Bateman, Lebanon.

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

Senator Williams introduced to the Senate, Nevaeh Daniels, Dariyana Pointer, Kenwyn Jones, Reuben Thomas, Jermaine Woods, Andres Rilo, Precious Hill, Jayla Fitch, Joshua Rhiney, Austin Robinson, Matt Horn, Emily Hanson and Alicia Hernández, University City High School.

Senator Brown introduced to the Senate, teacher Jim Leslie, and Adara Metz, Jalen Clyburn, Jeremy Miller, Kenton McCluskey, Antonio Daughtery, Brandon Blevins and Keith Carnahan, Maranatha Baptist Academy, St. Robert.

On behalf of Senator Brown, the President introduced to the Senate, Alberto Vincente, Ann Kramer, Rusty Warnock, Bobby Bates, Debbie Jackson, Lorri Loveall, Jennifer Gauchut, Aaron Bledsoe, Deidre Vansoyc and Reggie Miller, representatives of Lake Area Industries Extended Employment Sheltered Workshop, Camdenton.

Senator Libla introduced to the Senate, Tom Graham and Jessica Haggett, and twelve students from Westwood Baptist Academy, Poplar Bluff.

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

SENATE CALENDAR

FIFTY-THIRD DAY—WEDNESDAY, APRIL 17, 2019

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 159-Warren	HB 568-Black (7)
HCS for HB 844	HB 112-Sommer
HB 873-Riggs	HCS for HB 287
HCS for HB 1127	HCS for HB 301
HB 942-Wiemann	HCS for HB 379
HB 83-Hill	HCS for HB 679
HB 705-Helms	HB 966-Gregory
HB 65-Pike	HCS for HB 1094
HCS for HB 674	HB 338-Schnelting
HCS for HB 106	HB 816-Black (137)
HCS for HBs 746 & 722	HCS for HB 349
HB 606-Basye	HCS for HB 932
HB 407-Justus	HB 758-Bondon
HCS for HB 745	HB 191-Kolkmeyer
HB 372-Trent	

THIRD READING OF SENATE BILLS

SCS for SB 465-Burlison (In Fiscal Oversight)	SB 11-Cunningham (In Fiscal Oversight)
SB 282-Brown (In Fiscal Oversight)	SS for SB 414-Wieland (In Fiscal Oversight)
SCS for SB 184-Wallingford (In Fiscal Oversight)	SB 333-Rizzo
SS for SCS for SB 34-Riddle (In Fiscal Oversight)	SCS for SB 203-Nasheed
	SB 88-Libla

SENATE BILLS FOR PERFECTION

1. SB 514-Sater	14. SB 189-Crawford, with SCS
2. SB 430-Libla	15. SB 385-Bernskoetter
3. SB 186-Hegeman	16. SB 409-Wieland, et al
4. SB 302-Wallingford	17. SB 437-Hoskins
5. SB 347-Burlison	18. SB 286-Hough
6. SB 439-Brown	19. SB 325-Crawford, with SCS
7. SB 303-Riddle, with SCS	20. SBs 8 & 74-Emery, with SCS
8. SB 376-Riddle	21. SB 386-O'Laughlin, with SCS
9. SB 82-Cunningham, with SCS	22. SB 272-Emery, with SCS
10. SB 161-Cunningham	23. SB 265-Luetkemeyer, with SCS
11. SB 144-Burlison, with SCS	24. SB 135-Sifton, with SCS
12. SJR 20-Koenig, with SCS	25. SB 342-Curls and Nasheed
13. SB 208-Wallingford	26. SB 424-Luetkemeyer

HOUSE BILLS ON THIRD READING

HB 188-Rehder (Luetkemeyer)	HCS for HB 677 (Cierpiot)
HB 612-Coleman (97) (Crawford)	(In Fiscal Oversight)
HCS for HB 397, with SCS (Riddle)	HB 260-Taylor, with SCS (Bernskoetter)
HCS for HB 225, with SCS (Romine) (In Fiscal Oversight)	(In Fiscal Oversight)
HCS for HB 255 (Cierpiot) (In Fiscal Oversight)	HCS for HB 547, with SCS (Bernskoetter)
HCS for HB 469 (Wallingford) (In Fiscal Oversight)	(In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 1-Curls and Nasheed, with SCS	SB 154-Luetkemeyer, with SS &
SB 3-Curls	SA 2 (pending)
SB 4-Sater	SB 155-Luetkemeyer
SB 5-Sater, et al, with SCS	SB 160-Koenig, with SCS, SS for SCS &
SB 10-Cunningham, with SCS &	SA 2 (pending)
SA 1 (pending)	SB 168-Wallingford, with SCS
SB 14-Wallingford	SB 201-Romine
SB 16-Romine, with SCS, SS for SCS,	SB 205-Arthur, with SCS
SA 3 & point of order (pending)	SB 211-Wallingford
SB 19-Libla, with SA 1 (pending)	SB 222-Hough
SB 29-Hegeman, with SCS	SB 224-Luetkemeyer, with SS#2 (pending)
SB 31-Wieland	SB 225-Curls
SB 37-Onder and Nasheed, with SCS	SB 234-White
SB 39-Onder	SB 252-Wieland, with SCS
SB 44-Hoskins, with SCS &	SB 255-Bernskoetter
SS#3 for SCS (pending)	SB 259-Romine, with SS & SA 3 (pending)
SBs 46 & 50-Koenig, with SCS, SS for SCS &	SB 276-Rowden, with SCS
SA 6 (pending)	SB 278-Wallingford, with SCS
SB 49-Rowden, with SCS	SBs 279, 139 & 345-Onder and Emery, with SCS
SB 52-Eigel, with SCS	SB 292-Eigel, with SCS &
SB 56-Cierpiot, with SCS, SS for SCS &	SS#2 for SCS (pending)
SA 1 (pending)	SB 293-Hough, with SCS
SB 57-Cierpiot	SB 296-Cierpiot, with SCS
SB 62-Burlison, with SCS	SB 298-White, with SCS
SB 65-White, with SS (pending)	SB 300-Eigel
SB 69-Hough	SB 312-Eigel
SBs 70 & 128-Hough, with SCS	SB 316-Burlison
SB 76-Sater, with SCS (pending)	SB 318-Burlison
SB 78-Sater	SB 328-Burlison, with SCS
SB 97-Hegeman, with SCS	SB 332-Brown
SB 100-Riddle	SB 336-Schupp
SB 118-Cierpiot, with SCS	SB 343-Eigel, with SCS
SB 132-Emery, with SCS	SB 344-Eigel, with SCS
SB 141-Koenig	SB 349-O'Laughlin, with SCS
SB 150-Koenig, with SCS	SB 350-O'Laughlin
SBs 153 & 117-Sifton, with SCS	SB 354-Cierpiot, with SCS

SB 391-Bernskoetter, with SS & SA 2 (pending)	SJR 1-Sater and Onder
SB 412-Holsman	SJR 13-Holsman, with SCS, SS for SCS &
SB 426-Williams	SA 1 (pending)
SB 431-Schatz, with SCS	SJR 18-Cunningham

CONSENT CALENDAR

House Bills

Reported 4/4

HB 182-Shull (Crawford)

Reported 4/11

HCS for HBs 812 & 832 (Hoskins)
HB 898-Walsh (Bernskoetter)

HB 926-Shawan, with SCS (Hough)

Reported 4/15

HB 655-Dinkins (Brown)

RESOLUTIONS

SR 20-Holsman

Reported from Committee

SCR 1-Walsh	SCR 15-Burlison
SCR 8-Holsman	SCR 19-Eigel
SCR 13-Emery	

To be Referred

HCR 34-Riggs

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