

# Journal of the Senate

FIRST REGULAR SESSION

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**THIRD DAY—MONDAY, JANUARY 14, 2019**

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The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Carl Gauck offered the following prayer:

“Unless the Lord builds the house; those who build labor in vain.” (Psalm 127:1a)

All mighty God: We give You thanks for our safe travel this day and we return here to begin our work in earnest but do so knowing that with You our work will truly be done as You would have us begin this new year. So send Your holy spirit to guide our thoughts and actions as we discern the bills that are put forth and our actions as You desire. 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 10, 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 Sifton offered Senate Resolution No. 38, regarding Jake Baretich, Affton, which was adopted.

Senator Sifton offered Senate Resolution No. 39, regarding Merx Flooring, which was adopted.

Senator Sifton offered Senate Resolution No. 40, regarding Lutheran High School South, which was adopted.

Senator Sifton offered Senate Resolution No. 41, regarding Gotsch Intermediate School, Affton School District, which was adopted.

Senator Sifton offered Senate Resolution No. 42, regarding Adele Chehval, Imperial, which was adopted.

Senator Sifton offered Senate Resolution No. 43, regarding Laura Thomas, Imperial, which was adopted.

Senator Sifton offered Senate Resolution No. 44, regarding Catherine Pozzo, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 45, regarding Assistant Fire Chief Ben Waser, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 46, regarding Leslie Howard “Les” Eyman II, Fenton, which was adopted.

Senator Sifton offered Senate Resolution No. 47, regarding Dawn Martin, St. Louis, which was adopted.

Senator Onder offered Senate Resolution No. 48, regarding Denise Gould, O’Fallon, which was adopted.

### **CONCURRENT RESOLUTIONS**

Senator Emery offered the following concurrent resolution:

#### **SENATE CONCURRENT RESOLUTION NO. 3**

Whereas, pornography perpetuates a sexually toxic environment; and

Whereas, efforts to prevent pornography exposure and addiction, to educate individuals and families concerning its harms, and to develop recovery programs should be addressed systematically in ways that hold broader influences accountable; and

Whereas, pornography may contribute to the hypersexualization of teenagers, and even prepubescent children, in our society; and

Whereas, owing to advances in technology and the universal availability of the internet, young children can be exposed to what used to be referred to as hardcore, but is now considered mainstream, pornography at an alarming rate; and

Whereas, the average age of exposure to pornography is now 11 to 12 years of age;

Whereas, this early exposure can lead to low self-esteem and body image disorders, an increase in problematic sexual activity at younger ages, and an increased desire among adolescents to engage in risky sexual behavior; and

Whereas, exposure to pornography may serve as children’s and youth’s sex education and may shape their sexual templates; and

Whereas, pornography may normalize violence and abuse; and

Whereas, pornography often depicts rape and abuse as if such acts are harmless; and

Whereas, pornography equates violence with sex and pain with pleasure, which increases the demand for sex trafficking, prostitution, images of child sexual abuse, and child pornography; and

Whereas, use of pornography can potentially negatively affect brain development and functioning, contribute to emotional and medical illnesses, shape deviant sexual arousal, and lead to difficulty in forming or maintaining intimate relationships as well as problematic or harmful sexual behaviors and addiction; and

Whereas, use of pornography, by either partner, is linked to an increased likelihood that individuals will engage in group intercourse; and

Whereas, recent research indicates that pornography is potentially biologically addictive, which means the user requires more novelty,

often in the form of more shocking material, in order to be satisfied; and

Whereas, this biological addiction may lead to increasing themes of risky sexual behaviors, extreme degradation, violence, child sexual abuse, and child pornography; and

Whereas, pornography use is linked to lessening desire to marry, dissatisfaction in marriage, and infidelity; and

Whereas, this link demonstrates that pornography has a detrimental effect on the family unit:

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 recognize pornography as leading to individual and societal harms and recognize the need for education, prevention, research, and policy change at the community and societal level.

Senator Rowden moved that **HCR 2** be taken up for adoption, which motion prevailed.

On motion of Senator Rowden, **HCR 2** 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

Senator Rowden moved that **HCR 3** be taken up for adoption, which motion prevailed.

On motion of Senator Rowden, **HCR 3** 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

### COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following escort committee pursuant to **HCR 2**: Senators

Arthur, Crawford, Curls, Emery, Sater, Schatz, Schupp, Wallingford, Walsh and Williams.

### INTRODUCTION OF BILLS

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

**SB 238**—By Emery.

An Act to repeal section 288.040, RSMo, and to enact in lieu thereof one new section relating to eligibility for unemployment benefits.

**SB 239**—By White.

An Act to amend chapter 290, RSMo, by adding thereto one new section relating to the exemption of political subdivisions from any requirement regarding prevailing hourly rates of wages on public works projects.

**SB 240**—By White.

An Act to amend chapter 290, RSMo, by adding thereto two new sections relating to labor organizations, with penalty provisions.

**SB 241**—By Rizzo.

An Act to repeal section 67.641, RSMo, and to enact in lieu thereof one new section relating to certain convention and sports complex funds.

**SB 242**—By Walsh.

An Act to amend chapter 301, RSMo, by adding thereto one new section relating to special license plates.

**SB 243**—By Walsh.

An Act to amend chapter 367, RSMo, by adding thereto one new section relating to the hold orders for personal property received by pawnbrokers.

**SB 244**—By Walsh.

An Act to repeal section 589.414, RSMo, and to enact in lieu thereof one new section relating to registration as a sex offender for certain offenses.

**SB 245**—By Walsh.

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to lead testing in certain elementary school buildings.

**SB 246**—By Hough.

An Act to repeal section 385.015, RSMo, and to enact in lieu thereof one new section relating to insurance written in connection with credit transactions.

**SB 247**—By Hough.

An Act to repeal sections 334.702, 334.704, 334.706, 334.708, 334.710, 334.712, 334.715, 334.717, 334.719, 334.721, and 334.725, RSMo, and to enact in lieu thereof twelve new sections relating to athletic

trainers, with penalty provisions.

**SB 248**—By Brown.

An Act to repeal sections 287.610 and 287.615, RSMo, and to enact in lieu thereof two new sections relating to workers' compensation.

**SB 249**—By Koenig.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to alternative services for disabilities.

**SB 250**—By Koenig.

An Act to repeal section 443.320, RSMo, and to enact in lieu thereof one new section relating to the publication of electronic notice of the sale of real property.

**SB 251**—By Koenig.

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to professional registration.

### CONCURRENT RESOLUTIONS

Senators Curls, Rizzo, Arthur, Holsman and Cierpiot offered the following concurrent resolution:

#### SENATE CONCURRENT RESOLUTION NO. 4

Relating to the designation of the Kansas City Chiefs as the official professional football team of the state of Missouri.

Whereas, the Kansas City Chiefs are Missouri's professional National Football League team; and

Whereas, Lamar Hunt was instrumental in the creation of the Kansas City Chiefs when he brought the franchise to Kansas City from Dallas, Texas in 1963, when the team was known as the Dallas Texans; and

Whereas, a fan contest determined the name "Chiefs" in honor of the nickname of Mayor Harold Roe Bartle, who persuaded Hunt to bring the team to Kansas City; and

Whereas, the Chiefs initially were a franchise in the American Football League, prior to its merger with the National Football League; and

Whereas; before merging with the National Football League, the Chiefs were the most successful team in AFL during the 1960s; and

Whereas, that success led to the Kansas City Chiefs being a part of the first Super Bowl, and the winning team in Super Bowl IV against the Minnesota Vikings; and

Whereas, over the years, the Kansas City Chiefs have had many successful seasons and many all-pro players; and

Whereas, the team and its players have been an important part of the city and state:

Now Therefore Be It Resolved by the members of the Missouri Senate, One-hundredth General Assembly, First Regular Session, the House of Representatives concurring therein, hereby designate the Kansas City Chiefs as the official professional football team of the state of Missouri; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to send a properly inscribed copy of this resolution to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

### REFERRALS

President Pro Tem Schatz referred **SCR 1** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

**SECOND READING OF CONCURRENT RESOLUTIONS**

The following concurrent resolution was read the 2nd time and referred to the Committee indicated:

**SCR 2**—Rules, Joint Rules, Resolutions and Ethics

**CONCURRENT RESOLUTIONS**

Senator Wallingford offered the following concurrent resolution:

## SENATE CONCURRENT RESOLUTION NO. 5

Whereas, the Joint Committee on Solid Waste Management District Operations was originally established pursuant to Senate Concurrent Resolution 17 during the Second Regular Session of the Ninety-seventh General Assembly; and

Whereas, Senate Concurrent Resolution 17 established the Joint Committee on Solid Waste Management District Operations to examine solid waste management district operations, including but not limited to efficiency, efficacy, and reasonableness of costs and expenses of such districts to Missouri taxpayers; and

Whereas, the Joint Committee on Solid Waste Management District Operations heard testimony from individuals, business owners, and various interested parties during September and December 2014; and

Whereas, after review and consideration of the testimony presented, the Joint Committee on Solid Waste Management District Operations considered multiple legislative proposals relating to solid waste; and

Whereas, the Joint Committee on Solid Waste Management District Operations held a public hearing on December 3, 2014 to receive comments on a draft Senate bill relating to solid waste; and

Whereas, the draft Senate bill was discussed and received support from multiple stakeholders, and such draft bill was filed by Senator Wallingford as Senate Bill 152 during the Ninety-eighth General Assembly, First Regular Session; and

Whereas, the provisions of Senate Bill 152 were truly agreed to and finally passed in Senate Bill 445 sponsored by Senator Romine during the Ninety-eighth General Assembly, First Regular Session; and

Whereas, the Joint Committee on Solid Waste Management District Operations dissolved on December 31, 2014, but had further hearings to conduct and additional legislative alternatives to research, and was reauthorized by the General Assembly by Senate Concurrent Resolution 3 during the Ninety-eighth General Assembly, First Regular Session; and

Whereas, the Joint Committee on Solid Waste Management District Operations dissolved on December 31, 2016, but has further hearings to conduct relating to the implementation of the provisions of Senate Bill 445, as well as additional legislative alternatives relating to solid waste management district operations to research:

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 establish the “Joint Committee on Solid Waste Management District Operations” to examine solid waste management district operations, including but not limited to efficiency, efficacy, and reasonableness of costs and expenses of such districts to Missouri taxpayers, and the implementation of the provisions of Senate Bill 445; and

Be It Further Resolved that the Joint Committee on Solid Waste Management District Operations shall be composed of five members of the Senate, with no more than three members of one party, and five members of the House of Representatives, with no more than three members of one party. The Senate members of the Joint Committee shall be appointed by the President Pro Tempore of the Senate and the House members by the Speaker of the House of Representatives. The Joint Committee shall select either a chairperson or co-chairpersons, one of whom shall be a member of the Senate and one a member of the House of Representatives. A majority of the members shall constitute a quorum. Meetings of the Joint Committee may be called at such time and place as the chairperson or chairpersons designate; and

Be It Further Resolved that the Joint Committee may hold hearings as it deems advisable and may obtain any input or information necessary to fulfill its obligations. The Joint Committee may make reasonable requests for staff assistance from the research and appropriations staffs of the House and Senate, as well as the Department of Natural Resources and representatives of solid waste management districts; and

Be It Further Resolved that the Joint Committee may prepare a final report, together with its recommendations for any legislative action deemed necessary, for submission to the General Assembly by December 31, 2019, at which time the Joint Committee shall be dissolved; and

Be It Further Resolved that members of the Joint Committee and any staff personnel assigned to the Joint Committee shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the Joint Committee; and

Be It Further Resolved that the actual expenses of the Joint Committee, its members, and any staff assigned to the Joint Committee incurred by the Joint Committee shall be paid by the Joint Contingent Fund.

**INTRODUCTIONS OF GUESTS**

Senator Eigel introduced to the Senate, Shelly Parks, St. Charles.

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

SENATE CALENDAR

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FOURTH DAY—TUESDAY, JANUARY 15, 2019

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1-Curls and Nasheed	SB 29-Hegeman
SB 2-Curls	SB 30-Hegeman
SB 3-Curls	SB 31-Wieland
SB 4-Sater	SB 32-Wieland
SB 5-Sater, et al	SB 33-Wieland
SB 6-Sater	SB 34-Riddle
SB 7-Emery	SB 35-Riddle
SB 8-Emery	SB 36-Riddle
SB 9-Emery	SB 37-Onder
SB 10-Cunningham	SB 38-Onder
SB 11-Cunningham	SB 39-Onder
SB 12-Cunningham	SB 40-Schupp
SB 14-Wallingford	SB 41-Schupp
SB 15-Wallingford	SB 42-Schupp
SB 16-Romine	SB 43-Hoskins
SB 17-Romine	SB 44-Hoskins
SB 18-Romine	SB 45-Hoskins
SB 19-Libla	SB 46-Koenig
SB 20-Libla	SB 48-Koenig
SB 21-Libla	SB 49-Rowden
SB 22-Nasheed	SB 50-Eigel
SB 23-Nasheed	SB 51-Eigel
SB 24-Nasheed	SB 52-Eigel
SB 25-Sifton	SB 53-Crawford
SB 26-Sifton	SB 54-Crawford
SB 27-Sifton	SB 55-Crawford
SB 28-Hegeman	SB 56-Cierpiot

SB 57-Cierpiot	SB 97-Hegeman
SB 58-Cierpiot	SB 98-Wieland
SB 59-Arthur	SB 99-Wieland
SB 60-Arthur	SB 100-Riddle
SB 61-Arthur	SB 101-Riddle
SB 62-Burlison	SB 102-Riddle
SB 63-Burlison	SB 103-Schupp
SB 64-Burlison	SB 104-Schupp
SB 65-White	SB 105-Schupp
SB 66-White	SB 106-Hoskins
SB 67-White	SB 107-Hoskins
SB 68-Hough	SB 108-Koenig
SB 69-Hough	SB 109-Koenig
SB 70-Hough	SB 110-Koenig
SB 71-Brown	SB 111-Eigel
SB 72-O'Laughlin	SB 112-Eigel
SB 73-O'Laughlin and Emery	SB 113-Eigel
SB 74-May	SB 114-Crawford
SB 75-Curls	SB 115-Crawford
SB 76-Sater	SB 116-Cierpiot
SB 77-Sater	SB 117-Cierpiot
SB 78-Sater	SB 118-Cierpiot
SB 79-Emery	SB 119-Arthur
SB 80-Emery	SB 120-Burlison
SB 81-Emery	SB 121-Burlison
SB 82-Cunningham	SB 122-Burlison
SB 83-Cunningham	SB 123-White
SB 84-Cunningham	SB 124-Hough
SB 85-Wallingford	SB 125-Hough
SB 86-Wallingford	SB 126-Hough
SB 87-Wallingford	SB 127-Sater
SB 88-Libla	SB 128-Sater
SB 89-Libla	SB 129-Sater
SB 90-Libla	SB 130-Emery
SB 91-Nasheed	SB 131-Emery
SB 92-Nasheed	SB 132-Emery
SB 93-Sifton	SB 133-Cunningham
SB 94-Sifton	SB 134-Wallingford
SB 95-Sifton	SB 135-Sifton
SB 96-Hegeman	SB 136-Sifton



SB 137-Sifton	SB 177-Hough
SB 138-Riddle	SB 178-Schupp
SB 139-Koenig	SB 179-Cunningham
SB 140-Koenig	SB 180-Wallingford
SB 141-Koenig	SB 182-Cierpiot
SB 142-Eigel	SB 183-Arthur
SB 143-Cierpiot	SB 184-Wallingford
SB 144-Burlison	SB 185-Wallingford
SB 145-Burlison	SB 186-Hegeman
SB 146-Burlison	SB 187-Eigel
SB 147-Sater	SB 188-Eigel
SB 148-Sifton	SB 189-Crawford
SB 149-Koenig	SB 190-Onder
SB 150-Koenig	SB 191-Schupp
SB 151-Koenig	SB 192-Schupp
SB 152-Holsman	SB 193-Schupp
SB 153-Sifton	SB 194-Hoskins
SB 154-Luetkemeyer	SB 195-Hoskins
SB 155-Luetkemeyer	SB 196-Bernskoetter
SB 156-Wallingford	SB 197-Onder
SB 157-Wallingford	SB 198-Onder
SB 158-Eigel	SB 199-Arthur
SB 159-Sifton	SB 200-Hough
SB 160-Koenig	SB 201-Romine
SB 161-Cunningham	SB 202-Romine
SB 162-Schupp	SB 203-Nasheed
SB 163-Schupp	SB 204-Riddle
SB 164-Schupp	SB 205-Arthur
SB 165-Eigel	SB 206-Arthur
SB 166-Crawford	SB 207-Emery
SB 167-Crawford	SB 208-Wallingford
SB 168-Wallingford	SB 209-May
SB 169-Wallingford	SB 210-May
SB 170-Schupp	SB 211-Wallingford
SB 171-Schupp	SB 212-Sifton
SB 172-Schupp	SB 213-Hegeman
SB 173-Crawford	SB 214-Onder
SB 174-Crawford	SB 215-Schupp
SB 175-Crawford	SB 216-Schupp
SB 176-Hough	SB 217-Schupp

SB 218-Hoskins	SB 243-Walsh
SB 219-Hoskins	SB 244-Walsh
SB 220-Hoskins	SB 245-Walsh
SB 221-Crawford	SB 246-Hough
SB 222-Hough	SB 247-Hough
SB 223-Brown	SB 248-Brown
SB 224-Luetkemeyer	SB 249-Koenig
SB 225-Curls	SB 250-Koenig
SB 226-Sater	SB 251-Koenig
SB 227-Sater	SJR 1-Sater and Onder
SB 228-Sater	SJR 2-Emery
SB 229-Crawford	SJR 3-Hegeman
SB 230-Crawford	SJR 4-Eigel
SB 231-Hough	SJR 5-Eigel
SB 232-Sater	SJR 6-Eigel
SB 233-Sater	SJR 7-Cierpiot
SB 234-White	SJR 8-Cierpiot
SB 235-White	SJR 9-Cierpiot
SB 236-White	SJR 10-Burlison
SB 237-White	SJR 11-Burlison
SB 238-Emery	SJR 12-Eigel
SB 239-White	SJR 13-Holsman
SB 240-White	SJR 14-Luetkemeyer
SB 241-Rizzo	SJR 15-Holsman
SB 242-Walsh	

## INFORMAL CALENDAR

## RESOLUTIONS

SR 20-Holsman

To be Referred

SCR 3-Emery  
SCR 4-Curls, et al

SCR 5-Wallingford

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