

Journal of the Senate

FIRST REGULAR SESSION

THIRTY-FOURTH DAY—MONDAY, MARCH 11, 2019

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Carl Gauck offered the following prayer:

“Pleasant words are like a honeycomb, sweetness to the soul and health to the body.” (Proverbs 16:24)

Heavenly Father we are grateful for our safe travel and being here today. We thank You for words that lift us up and words that heal; words that are informative and words that instruct. Take from us words that are hurtful and misleading, words that undermine and depreciate. Remind us of words that say thank you and appreciate the other. 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, March 7, 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 Libla offered Senate Resolution No. 380, regarding Rodrick Priest, Poplar Bluff, which was adopted.

Senator Onder offered Senate Resolution No. 381, regarding William Head, which was adopted.

Senators Sifton and Koenig offered Senate Resolution No. 382, regarding Therese Shain, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 383, regarding Harry H. Hayashi, Webster Groves, which was adopted.

Senator Sifton offered Senate Resolution No. 384, regarding Ameal Joseph Nassif, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 385, regarding Richard Toshio “Dick” Henmi, Webster Groves, which was adopted.

Senator Hegeman offered Senate Resolution No. 386, regarding Melissa Moore, Jamesport, which was adopted.

Senator Cunningham offered Senate Resolution No. 387, regarding Breanna Davis, Doniphan, which was adopted.

Senator Eigel offered Senate Resolution No. 388, regarding Lorena Mae Bane, Weldon Spring, which was adopted.

Senator Eigel offered Senate Resolution No. 389, regarding Edward L. “Ed” Boni Jr., St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 390, regarding Charles Frances “Charlie” Thro, St. Charles, which was adopted.

Senator Crawford offered Senate Resolution No. 391, regarding Hayden Burks, which was adopted.

Senator Hoskins offered Senate Resolution No. 392, regarding Dale Parsons, Warrensburg, which was adopted.

Senator O’Laughlin offered Senate Resolution No. 393, regarding Sara Drummond, Louisiana, which was adopted.

Senator O’Laughlin offered Senate Resolution No. 394, regarding the Ninetieth Birthday of Annette Hinton, Moberly, which was adopted.

Senator Walsh offered Senate Resolution No. 395, regarding Geneva Gwendolyn Cole, Florissant, which was adopted.

Senator May offered Senate Resolution No. 396, regarding Lara Wulff, which was adopted.

Senator Crawford offered Senate Resolution No. 397, regarding the Class 3 State Champion Bolivar High School Lady Liberator Cross Country Team, which was adopted.

Senator Crawford offered Senate Resolution No. 398, regarding Spicer Grimsley VFW Post 257, El

Dorado Springs, which was adopted.

HOUSE BILLS ON SECOND READING

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

HCS for HB 14—Appropriations.

SECOND READING OF SENATE BILLS

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

SB 451—Judiciary and Civil and Criminal Jurisprudence.

SB 452—Local Government and Elections.

SB 453—Commerce, Consumer Protection, Energy and the Environment.

SB 454—Economic Development.

SB 455—General Laws.

SB 456—Health and Pensions.

SB 457—Health and Pensions.

SB 458—Professional Registration.

SB 459—Judiciary and Civil and Criminal Jurisprudence.

SB 460—Professional Registration.

SB 461—Education.

SB 462—Judiciary and Civil and Criminal Jurisprudence.

SB 463—Government Reform.

SB 464—Local Government and Elections.

SB 465—Government Reform.

SB 466—Transportation, Infrastructure and Public Safety.

SB 467—Commerce, Consumer Protection, Energy and the Environment.

SB 468—Local Government and Elections.

SB 469—General Laws.

SB 470—Local Government and Elections.

SENATE BILLS FOR PERFECTION

Senator Luetkemeyer moved that **SB 224** be taken up for perfection, which motion prevailed.

Senator Luetkemeyer offered **SS** for **SB 224**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 224

An Act to amend supreme court rules 56.01, 57.01, 57.03, 57.04, 58.01, 59.01, and 61.01, relating to discovery.

Senator Luetkemeyer moved that **SS** for **SB 224** be adopted.

Senator Hoskins assumed the Chair.

Senator Luetkemeyer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 224, Page 28, Section 58.01, Line 14, by striking “:” and inserting in lieu thereof the following: “.”; and further amend line 19 by striking “(B)” and inserting in lieu thereof the following: “**(B)**”.

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

At the request of Senator Luetkemeyer, **SB 224**, with **SS** (pending), was placed on the Informal Calendar.

SB 12 and **SB 123**, with **SCS**, was placed on the Informal Calendar.

Senator Emery moved that **SB 9**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 9**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 9

An Act to repeal sections 106.020, 106.030, 106.040, 106.070, 106.080, 106.090, 106.100, 106.110, 106.120, 106.130, 106.150, 106.160, 106.170, 106.180, 106.200, and 106.210, RSMo, and to enact in lieu thereof fourteen new sections relating to impeachment trials, with a contingent effective date.

Was taken up.

Senator Emery moved that **SCS** for **SB 9** be adopted.

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

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 9, Page 4, Section 106.180, Line 8, by striking the words “two-thirds” and inserting in lieu thereof the following: “**three-fourths**”.

Senator Holsman moved that the above amendment be adopted.

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

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

SENATE AMENDMENT NO. 2

Amend Senate Committee Substitute for Senate Bill No. 9, Page 4, Section 106.180, Line 8, by inserting

after the word “elected” the following:

“or, in the case of the governor, at least three-fourths of all senators elected”.

Senator Holsman moved that the above amendment be adopted.

Senator Schupp offered **SA 1** to **SA 2**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Committee Substitute for Senate Bill No. 9, Page 1, Line 3, by inserting after the word “governor,” the following: **“lieutenant governor, secretary of state, attorney general, state treasurer, or state auditor,”**.

Senator Schupp moved that the above amendment be adopted,

At the request of Senator Emery, **SB 9**, with **SCS, SA 2** and **SA 1 to SA 2** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were 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 **HCS** for **HB 399**, entitled:

An Act to repeal section 376.1224, RSMo, and to enact in lieu thereof one new section relating to health care for persons with disabilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 78**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Missouri sliced bread day.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 204**, entitled:

An Act to repeal sections 578.018 and 578.030, RSMo, and to enact in lieu thereof two new sections relating to the confiscation of animals, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 565**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Stars and Stripes day.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 487**, entitled:

An Act to repeal section 338.010, RSMo, and to enact in lieu thereof two new sections relating to contraceptives.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 250**, entitled:

An Act to repeal section 311.300, RSMo, and to enact in lieu thereof one new section relating to the transfer of intoxicating liquor.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 270**, entitled:

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to the sale of eggs, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 532**, entitled:

An Act to repeal sections 94.510, 94.900, and 94.902, RSMo, and to enact in lieu thereof three new sections relating to a local sales tax, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTIONS OF GUESTS

Senator Onder introduced to the Senate, William Head, his mother, Natasha, and his brother, Charlie, Wentzville.

Senator Crawford introduced to the Senate, Coach Jared Steenburgen; and Kolby Estes, his parents, Lance and Tamena, and his sister, Shyla, Warsaw.

Senator Curls introduced to the Senate, her aunt, former State Representative Melba Curls, Kansas City.

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

SENATE CALENDAR

THIRTY-FIFTH DAY—TUESDAY, MARCH 12, 2019

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 471-Crawford	SB 488-Rizzo
SB 472-Crawford	SB 489-Rizzo
SB 473-Bernskoetter	SB 490-Rizzo
SB 474-Bernskoetter	SB 491-Rizzo
SB 475-Cunningham	SB 492-May
SB 476-Brown	SB 493-May
SB 477-Brown	SB 494-Emery
SB 478-Holsman	SB 495-Emery
SB 479-Onder	SB 496-Emery
SB 480-Schupp	SB 497-O'Laughlin
SB 481-Hoskins	SB 498-Burlison
SB 482-Hoskins	SB 499-Burlison
SB 483-Hoskins	SB 500-Burlison
SB 484-Hoskins	SB 501-Riddle
SB 485-Hoskins	SB 502-Bernskoetter
SB 486-Williams	SB 503-Crawford

SB 504-Crawford
 SB 505-Brown
 SB 506-Brown
 SB 507-Hough
 SB 508-Hough
 SB 509-Hough
 SB 510-Hough
 SB 511-Williams
 SB 512-Hegeman
 SB 513-Sater
 SB 514-Sater
 SB 515-Sater

SB 516-Cunningham
 SB 517-Riddle
 SB 518-Curls
 SJR 22-Nasheed
 SJR 23-Eigel
 SJR 24-Cierpiot
 SJR 25-Libla
 SJR 26-Holsman
 SJR 27-Eigel
 SJR 28-Holsman
 SJR 29-Schatz
 SJR 30-Burlison

HOUSE BILLS ON SECOND READING

HCS for HB 324
 HB 113-Smith
 HB 321-Solon
 HB 402-Basye
 HCS for HB 242
 HCS for HB 303
 HB 70-Dinkins
 HB 461-Pfautsch
 HCS for HB 239
 HCS for HB 354
 HB 441-Fitzwater
 HB 138-Kidd
 HB 126-Schroer
 HCS for HB 207
 HCS for HBs 743 & 673
 HCS for HB 678
 HB 219-Wood
 HB 599-Bondon
 HCS for HB 225

HB 260-Taylor
 HCS for HB 192
 HB 588-Rone
 HB 114-Pietzman
 HCS for HB 333
 HCS for HB 469
 HCS for HBs 161 & 401
 HB 821-Solon
 HCS for HB 220
 HB 587-Rone
 HCS for HB 399
 HB 78-Black
 HB 204-Anderson
 HB 565-Morse
 HCS for HB 487
 HB 250-Schroer
 HCS for HB 270
 HCS for HB 532

THIRD READING OF SENATE BILLS

SCS for SB 180-Wallingford (In Fiscal Oversight)

SB 283-Hoskins (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|---------------------------------|---------------------------------------|
| 1. SJR 2-Emery, with SCS | 24. SB 88-Libla |
| 2. SB 202-Romine | 25. SB 155-Luetkemeyer |
| 3. SB 101-Riddle, with SCS | 26. SB 328-Burlison, with SCS |
| 4. SB 230-Crawford, with SCS | 27. SB 330-Brown, with SCS |
| 5. SB 168-Wallingford, with SCS | 28. SB 332-Brown |
| 6. SB 19-Libla | 29. SB 259-Romine |
| 7. SB 201-Romine | 30. SB 225-Curls |
| 8. SB 138-Riddle | 31. SB 3-Curls |
| 9. SB 264-Crawford | 32. SBs 70 & 128-Hough, with SCS |
| 10. SB 219-Hoskins, with SCS | 33. SB 11-Cunningham |
| 11. SB 71-Brown | 34. SB 316-Burlison |
| 12. SB 108-Koenig, with SCS | 35. SB 350-O'Laughlin |
| 13. SB 87-Wallingford | 36. SB 118-Cierpiot, with SCS |
| 14. SB 174-Crawford, with SCS | 37. SB 141-Koenig |
| 15. SB 52-Eigel, with SCS | 38. SB 344-Eigel, with SCS |
| 16. SB 145-Burlison | 39. SB 282-Brown |
| 17. SJR 1-Sater and Onder | 40. SB 210-May |
| 18. SB 5-Sater, et al, with SCS | 41. SB 333-Rizzo |
| 19. SB 222-Hough | 42. SJRs 14 & 9-Luetkemeyer, with SCS |
| 20. SB 218-Hoskins | 43. SB 255-Bernskoetter |
| 21. SB 306-White | 44. SB 211-Wallingford |
| 22. SB 297-White | 45. SB 37-Onder and Nasheed, with SCS |
| 23. SJR 13-Holsman, with SCS | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

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| SB 4-Sater | SB 44-Hoskins, with SCS & SS for SCS
(pending) |
| SB 9-Emery, with SCS, SA 2 & SA 1 to SA 2
(pending) | SBs 46 & 50-Koenig, with SCS, SS for SCS
& SA 6 (pending) |
| SB 10-Cunningham, with SCS & SA 1 (pending) | SB 49-Rowden, with SCS |
| SBs 12 & 123-Cunningham, with SCS | SB 56-Cierpiot, with SCS, SA 1 & SA 1 to SA 1
(pending) |
| SB 14-Wallingford | SB 57-Cierpiot |
| SB 16-Romine, with SCS, SS for SCS, SA 3
& point of order (pending) | SB 65-White |
| SB 39-Onder | |

SB 69-Hough	SB 184-Wallingford, with SCS
SB 76-Sater, with SCS (pending)	SB 213-Hegeman, with SS, SA 1 & SSA 1 for SA 1 (pending)
SB 100-Riddle	SB 224-Luetkemeyer, with SS (pending)
SB 132-Emery, with SCS	SB 252-Wieland, with SCS
SB 154-Luetkemeyer, with SS & SA 2 (pending)	SB 292-Eigel, with SCS
SB 160-Koenig, with SCS	

CONSENT CALENDAR

Senate Bills

Reported 2/7

SB 131-Emery, with SCS	SB 54-Crawford
SB 103-Schupp	

Reported 2/14

SB 83-Cunningham, with SCS	SB 164-Schupp
SB 179-Cunningham	SB 84-Cunningham

Reported 2/21

SB 147-Sater, with SCS	SB 267-Wieland, with SCS
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Reported 2/28

SB 206-Arthur	SB 204-Riddle
SB 152-Holsman	SB 68-Hough

Reported 3/7

SB 373-Schupp	SB 405-Wallingford
SB 246-Hough	

RESOLUTIONS

SR 20-Holsman

Reported from Committee

SCR 1-Walsh
SCR 13-Emery

SCR 14-Schatz
SR 254-Cunningham

