

Journal of the Senate

FIRST REGULAR SESSION

THIRTY-NINTH DAY—MONDAY, MARCH 25, 2019

The Senate met pursuant to adjournment.

President Pro Tem Schatz in the Chair.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HCS** for **HBs 448** and **206**, 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.

On motion of Senator Rowden, the Senate recessed until 4:00 p.m.

RECESS

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

Reverend Carl Gauck offered the following prayer:

“Give thanks to the Lord for he is good: his steadfast love endures forever.” (Psalm 118:1)

Creative God we give You thanks as we return from a time of relaxing and renewal of mind and body and soul. It is good to return to the work we were elected to do and like doing. It is good to be back with colleagues who work with us to improve the lives of others and provide opportunities for justice to reign. So we ask that You bless us and help us be Your servants in all we were created to be about. 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 Journals for Thursday, March 14, 2019 and Wednesday, March 20, 2019 were 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.

The Senate observed a moment of silence in memory of Harry Seltzer and Minnette Maltzman.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 464, regarding University of Missouri Adult Day Connection, which was adopted.

Senator Rowden offered Senate Resolution No. 465, regarding Andrew Huddleston, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 466, regarding the One Hundred Fiftieth Anniversary of the Immanuel Lutheran Church and School-Honey Creek, Cole County, which was adopted.

Senator Rowden offered Senate Resolution No. 467, regarding John Andrew “Dude” Jensen, Columbia, which was adopted.

Senator Holsman offered Senate Resolution No. 468, regarding Logan Rader, which was adopted.

Senator Holsman offered Senate Resolution No. 469, regarding Libby Elliot, which was adopted.

Senator Cierpiot offered Senate Resolution No. 470, regarding Amanda Munsell, Lee’s Summit, which was adopted.

Senator Walsh offered Senate Resolution No. 471, regarding Alan Scheibel, Florissant, which was adopted.

Senator Onder offered Senate Resolution No. 472, regarding Evan Stephenson, Lake St. Louis, which was adopted.

Senator Onder offered Senate Resolution No. 473, regarding Sai Gajagowni, O’Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 474, regarding Lynell Cunningham, Wentzville, which was adopted.

Senator Onder offered Senate Resolution No. 475, regarding the Seventieth Birthday of David W. Evans, which was adopted.

Senator Rizzo offered Senate Resolution No. 476, regarding Briana Mahan, Kansas City, which was adopted.

Senator Wallingford offered Senate Resolution No. 477, regarding the One Hundredth Anniversary of the American Legion Department of Missouri, which was adopted.

Senator Wallingford offered Senate Resolution No. 478, regarding Dr. Frank Nickell, Cape Girardeau, which was adopted.

Senator Wallingford offered Senate Resolution No. 479, regarding Lorimier Apartments, Cape Girardeau, which was adopted.

Senator Wallingford offered Senate Resolution No. 480, regarding Christopher Croft, Rolla, which was adopted.

Senator Crawford offered Senate Resolution No. 481, regarding Alec Wilken, Sedalia, which was adopted.

Senator Crawford offered Senate Resolution No. 482, regarding Garren Powell, Hughesville, which was adopted.

Senator Crawford offered Senate Resolution No. 483, regarding Pete Herrera, which was adopted.

Senator Crawford offered Senate Resolution No. 484, regarding Ethan Smith, which was adopted.

Senator Crawford offered Senate Resolution No. 485, regarding Floyd Miller, which was adopted.

Senator Crawford offered Senate Resolution No. 486, regarding Lizzie Miller, which was adopted.

Senator Hegeman offered Senate Resolution No. 487, regarding Madison Foreman, Smithville, which was adopted.

Senator Hegeman offered Senate Resolution No. 488, regarding Elizabeth Stephenson, Maryville, which was adopted.

CONCURRENT RESOLUTIONS

Senators Hegeman and Luetkemeyer offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 24

Whereas, the March 2019 flooding along the Missouri River in Northwest Missouri has risen to historically high levels; and

Whereas, the extensive flooding has destroyed many homes, farms, and businesses, severely impacting the livelihoods of thousands of Missourians, who, in addition to suffering the emotional toll of the disaster, are also suffering a heavy economic burden to repair the devastated lands and infrastructure; and

Whereas, even after the flood waters recede, much work will need to be done to restore the productivity of the damaged agricultural land and repair the ruined homes and businesses; and

Whereas, the U.S. Army Corps of Engineers is charged with management of the Missouri River for eight congressionally-authorized purposes, one of which is flood control; and

Whereas, the Army Corps has neglected flood control as its top priority for too long, putting the citizens of Missouri at risk as evidenced by the recent flooding in the Northwest part of the state; and

Whereas, it is evident that due to the immediate, large-scale and potentially life-threatening impacts upon health and safety caused by flooding, the authorized purpose of flood control must have the utmost importance in any planning activities on the part of the Army Corps:

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 urge the Commanding General of the U.S. Army Corps of Engineers to focus on the Corps' mandated responsibility to protect public health and safety through flood control; and

Be It Further Resolved that the U.S. Army Corps of Engineers be urged to continually place the utmost priority on flood control in any future modifications to the Missouri River Master Manual and in its annual planning with the goal of allowing the Army Corps to be able to

successfully react and respond to unpredictable weather and extreme weather events so as to prevent future flooding disasters; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Commanding General of the U.S. Army Corps of Engineers and the members of the Missouri Congressional delegation.

The Senate observed a moment of silence in memory of Kim Tucci.

SENATE BILLS FOR PERFECTION

At the request of Senator Wallingford, **SB 168**, with **SCS**, was placed on the Informal Calendar.

Senator Libla moved that **SB 19** be taken up for perfection, which motion prevailed.

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

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 19, Pages 3-4, Section 565.056, by striking all of said section from the bill; and

Further amend said bill, pages 4-5, section 575.150 by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Hough assumed the Chair.

At the request of Senator Libla, **SB 19**, with **SA 1** (pending), was placed on the Informal Calendar.

SB 201 was placed on the Informal Calendar.

Senator Riddle moved that **SB 138** be taken up for perfection, which motion prevailed.

On motion of Senator Riddle, **SB 138** was declared perfected and ordered printed.

Senator Crawford moved that **SB 264** be taken up for perfection, which motion prevailed.

On motion of Senator Crawford, **SB 264** was declared perfected and ordered printed.

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 **HB 450**, entitled:

An Act to repeal sections 194.225 and 302.171, RSMo, and to enact in lieu thereof two new sections relating to organ donors.

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 694**, entitled:

An Act to repeal section 43.540, RSMo, and to enact in lieu thereof three new sections relating to criminal history record checks, with penalty provisions and an emergency clause.

Emergency clause adopted.

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 438**, entitled:

An Act to repeal sections 51.050, 55.060, 58.030, 60.010, 115.306, 115.357, 162.291, 190.050, 204.610, 247.060, 249.140, 321.130, and 483.010, RSMo, and to enact in lieu thereof fourteen new sections relating to requirements to run for certain public offices.

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 267**, entitled:

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to elective social studies courses on the Bible.

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 240**, entitled:

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to the joint committee on substance abuse prevention and treatment.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

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 138**, 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.

COMMUNICATIONS

Senator Romine submitted the following:

March 25, 2019

Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Mrs. Crouse,

Due to my recent accident I request that I temporarily be recognized from my chair on the Senate Floor, and that I be allowed to wear sweat pants while my leg is in a brace.

Thank you,



Gary Romine

INTRODUCTIONS OF GUESTS

Senator Williams introduced to the Senate, President Glenn Kage, Gene Hite, Kevin Driskell, Michelle Whitley, Cleveland Wilson, Donald R. Looney, Jr., Justina Cramer, Kaitlyn Ruff, Kim Davis and Andrew Gaddy, representatives of United Auto Workers Local 2250, St. Louis.

Senator Williams introduced to the Senate, Ismail Botchway, McKinley Classical Junior Academy, St. Louis.

Senator Hegeman introduced to the Senate, WW II veteran Bob Richards, Albany, and his family, Tom White, Gerald Scott and Pam and Rick Haskell, Sedalia; Angie and Katy Pook, Boonville; Melanie Jenkins, Jefferson City; and Ron Osborn, Belton.

Senator O’Laughlin introduced to the Senate, former State Senator Brian Munzlinger, Williamstown.

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

SENATE CALENDAR

FORTIETH DAY—TUESDAY, MARCH 26, 2019

FORMAL CALENDAR

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
HCS for HB 564
HCS for HB 547
HB 646-Rowland
HB 829-Wood
HB 523-Roden
HCS for HB 730
HB 612-Coleman
HCS for HB 466
HB 470-Grier
HB 757-Bondon
HB 926-Shawan
HCS for HB 410
HCS#2 for HB 499
HB 450-Eggleston
HCS for HB 694
HCS for HB 438
HB 267-Baker
HB 240-Schroer

THIRD READING OF SENATE BILLS

SS for SCS for SJR 2-Emery (In Fiscal Oversight)
SS for SCS for SB 9-Emery (In Fiscal Oversight)

SS for SB 213-Hegeman (In Fiscal Oversight)
SB 138-Riddle

SENATE BILLS FOR PERFECTION

1. SB 219-Hoskins, with SCS
2. SB 71-Brown
3. SB 108-Koenig, with SCS
4. SB 87-Wallingford
5. SB 174-Crawford, with SCS
6. SB 52-Eigel, with SCS
7. SB 145-Burlison
8. SJR 1-Sater and Onder
9. SB 5-Sater, et al, with SCS
10. SB 222-Hough
11. SB 218-Hoskins
12. SB 306-White

13. SB 297-White
14. SJR 13-Holsman, with SCS
15. SB 88-Libla
16. SB 155-Luetkemeyer
17. SB 328-Burlison, with SCS
18. SB 330-Brown, with SCS
19. SB 332-Brown
20. SB 259-Romine
21. SB 225-Curls
22. SB 3-Curls
23. SBs 70 & 128-Hough, with SCS
24. SB 11-Cunningham

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| 25. SB 316-Burlison | 45. SB 205-Arthur, with SCS |
| 26. SB 350-O'Laughlin | 46. SB 234-White |
| 27. SB 118-Cierpiot, with SCS | 47. SB 363-Riddle, with SCS |
| 28. SB 141-Koenig | 48. SJR 18-Cunningham |
| 29. SB 344-Eigel, with SCS | 49. SB 29-Hegeman, with SCS |
| 30. SB 282-Brown | 50. SB 31-Wieland |
| 31. SB 210-May | 51. SB 34-Riddle, with SCS |
| 32. SB 333-Rizzo | 52. SB 318-Burlison |
| 33. SJRs 14 & 9-Luetkemeyer, with SCS | 53. SB 298-White, with SCS |
| 34. SB 255-Bernskoetter | 54. SBs 279, 139 & 345-Onder and Emery,
with SCS |
| 35. SB 211-Wallingford | 55. SB 312-Eigel |
| 36. SB 37-Onder and Nasheed, with SCS | 56. SB 300-Eigel |
| 37. SB 78-Sater | 57. SB 343-Eigel, with SCS |
| 38. SB 431-Schatz, with SCS | 58. SB 354-Cierpiot, with SCS |
| 39. SB 349-O'Laughlin, with SCS | 59. SB 97-Hegeman, with SCS |
| 40. SB 276-Rowden, with SCS | 60. SB 391-Bernskoetter |
| 41. SB 150-Koenig, with SCS | 61. SB 1-Curls and Nasheed, with SCS |
| 42. SB 62-Burlison, with SCS | 62. SBs 153 & 117-Sifton, with SCS |
| 43. SB 278-Wallingford, with SCS | |
| 44. SB 293-Hough, with SCS | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

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| SB 4-Sater | SB 65-White |
| SB 10-Cunningham, with SCS & SA 1 (pending) | SB 69-Hough |
| SB 14-Wallingford | SB 76-Sater, with SCS (pending) |
| SB 16-Romine, with SCS, SS for SCS, SA 3
& point of order (pending) | SB 100-Riddle |
| SB 19-Libla, with SA 1 (pending) | SB 132-Emery, with SCS |
| SB 39-Onder | SB 154-Luetkemeyer, with SS & SA 2 (pending) |
| SB 44-Hoskins, with SCS & SS for SCS
(pending) | SB 160-Koenig, with SCS, SS for SCS & SA 2
(pending) |
| SBs 46 & 50-Koenig, with SCS, SS for SCS
& SA 6 (pending) | SB 168-Wallingford, with SCS |
| SB 49-Rowden, with SCS | SB 184-Wallingford, with SCS |
| SB 56-Cierpiot, with SCS, SS for SCS & SA 1
(pending) | SB 201-Romine |
| SB 57-Cierpiot | SB 224-Luetkemeyer, with SS (pending) |
| | SB 252-Wieland, with SCS |
| | SB 292-Eigel, with SCS |

CONSENT CALENDAR

Senate Bills

Reported 2/7

SB 131-Emery, with SCS
SB 103-Schupp

SB 54-Crawford

Reported 2/14

SB 83-Cunningham, with SCS
SB 179-Cunningham

SB 164-Schupp
SB 84-Cunningham

Reported 2/21

SB 147-Sater, with SCS

SB 267-Wieland, with SCS

Reported 2/28

SB 206-Arthur
SB 152-Holsman

SB 204-Riddle
SB 68-Hough

Reported 3/7

SB 373-Schupp
SB 246-Hough

SB 405-Wallingford

Reported 3/14

SB 358-Sater
SB 368-Hough
SB 371-Eigel
SB 302-Wallingford

SB 347-Burlison
SB 185-Wallingford
SB 275-Sater
SB 228-Sater

SB 397-White

SB 468-Williams

RESOLUTIONS

SR 20-Holsman

Reported from Committee

SCR 1-Walsh
SCR 3-Emery
SCR 8-Holsman
SCR 13-Emery
SCR 14-Schatz

SCR 15-Burlison
SCR 17-Wieland
SCR 19-Eigel
SR 254-Cunningham

To be Referred

SCR 24-Hegeman and Luetkemeyer

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