

# Journal of the Senate

FIRST REGULAR SESSION

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**FIFTY-FIRST DAY—MONDAY, APRIL 15, 2019**

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The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Carl Gauck offered the following prayer:

Abraham Lincoln was asked: “If God is on side?” To which Lincoln responded: “It is more important to know that we are on God’s side.”

Magnificent God: You have taken insignificant minorities to be Your spokespersons, again and again. Through Your word spoken by these men and women You have achieved one victory after another. Help us to have the courage to do that which is right, knowing we are on Your side. 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, April 11, 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	Sifton
Wallingford	Walsh	White	Wieland	Williams—33		

Absent—Senators—None

Absent with leave—Senator Schupp—1

Vacancies—None

The Lieutenant Governor was present.

## RESOLUTIONS

Senator Hoskins offered Senate Resolution No. 613, regarding James M. Kushner, Warrensburg, which was adopted.

Senator Williams offered Senate Resolution No. 614, regarding the Jennings Senior High School Students in the Jobs for America's Graduates, which was adopted.

Senator Onder offered Senate Resolution No. 615, regarding Jolie Newman, which was adopted.

Senator Koenig offered Senate Resolution No. 616, regarding Arthur James "Jim" Yettke, Ballwin, which was adopted.

Senator Onder offered Senate Resolution No. 617, regarding Anthony Paul "Tony" Lang Sr., O'Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 618, regarding Homer E. Scott, Wentzville, which was adopted.

Senator Onder offered Senate Resolution No. 619, regarding Alvin Anthony "Al" Post Sr., Foristell, which was adopted.

Senator Brown offered Senate Resolution No. 620, regarding Pastor Tim Cook, Rolla, which was adopted.

Senator Rizzo offered Senate Resolution No. 621, regarding the Drumm Farm Center for Children, Independence, which was adopted.

Senator Schatz offered Senate Resolution No. 622, regarding Allison Bright, St. Clair, which was adopted.

Senator Schatz offered Senate Resolution No. 623, regarding Josephine Schmaltz, Labadie, which was adopted.

Senator Schatz offered Senate Resolution No. 624, regarding Nicole Licavoli, Chesterfield, which was adopted.

Senator Schatz offered Senate Resolution No. 625, regarding Victoria Suerig, Beaufort, which was adopted.

Senator Schatz offered Senate Resolution No. 626, regarding Amanda Rawls, Wildwood, which was adopted.

Senator Williams offered Senate Resolution No. 627, regarding Kathy Osborn, which was adopted.

Senator Romine offered Senate Resolution No. 628, regarding Cecil Laverne Mayfield, Black, which was adopted.

Senator Romine offered Senate Resolution No. 629, regarding Lucinda Simpson, Park Hills, which was adopted.

Senator Romine offered Senate Resolution No. 630, regarding Georgia Lawless, Annapolis, which was adopted.

Senator Rowden offered the following resolution:

SENATE RESOLUTION NO. 631

WHEREAS, the Missouri Senate recognizes the importance of empowering citizens to actively participate in the democratic process; and  
WHEREAS, the Senate has a long tradition of rendering assistance to those organizations which sponsor projects in the interest of good

citizenship; and

WHEREAS, the Missouri Catholic Conference has as its purposes to promote the material and spiritual well being of all the people of the state of Missouri and to participate in the democratic process of government:

NOW, THEREFORE, BE IT RESOLVED by the members of the Missouri Senate, One Hundredth General Assembly, that the Missouri Catholic Conference be hereby granted permission to use the Senate Chamber and the Senate Hearing Rooms from 7:00 a.m. to 5:00 p.m. on Saturday, October 5, 2019, for the purpose of a citizens assembly and workshops.

Senator Rowden requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 631** up for adoption, which request was granted.

On motion of Senator Rowden, **SR 631** was adopted.

### REPORTS OF STANDING COMMITTEES

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS** for **SB 218**, **SS No. 2** for **SCR 14** and **SS** for **SCS** for **SJR**s **14** and **9** begs leave to report that it has considered the same and recommends that the bill, concurrent resolution and joint resolution do pass.

President Pro Tem Schatz assumed the Chair.

Senator Bernskoetter, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HB 655**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

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 **SCS** for **SB 60**, 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.

President Kehoe assumed the Chair.

### REFERRALS

President Pro Tem Schatz referred **SB 11**, **HCS** for **HB 225**, with **SCS**, **HB 260**, with **SCS**, **HCS** for **HB 469**, **HCS** for **HB 255**, **HCS** for **HB 677** and **HCS** for **HB 547**, with **SCS** to the Committee on Fiscal Oversight.

### CONCURRENT RESOLUTIONS

Senator Schatz moved that **SS No. 2** for **SCR 14** be called from the Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

**SS No. 2** for **SCR 14** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bernskoetter	Brown	Cierpiot	Crawford	Cunningham	Curls	Emery
Hegeman	Holsman	Hough	Libla	Luetkemeyer	May	Nasheed
Riddle	Rizzo	Romine	Rowden	Sater	Schatz	Sifton

Wallingford	Walsh	White	Wieland	Williams—26		
NAYS—Senators						
Arthur	Burlison	Eigel	Hoskins	Koenig	O’Laughlin	Onder—7

Absent—Senators—None

Absent with leave—Senator Schupp—1

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Schatz, title to the concurrent resolution was agreed to.

Senator Schatz moved that the vote by which the concurrent resolution passed be reconsidered.

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

#### 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 **CCS** for **SCS** for **HCS** for **HB 14**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2019.

In which the concurrence of the Senate is respectfully requested.

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 301**, entitled:

An Act to repeal sections 198.082, 335.046, 335.051, 335.056, 335.076, 335.086, and 335.175, RSMo, and to enact in lieu thereof eight new sections relating to nurses.

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 379**, entitled:

An Act to repeal section 253.403, RSMo, and to enact in lieu thereof one new section relating to historic county courthouses.

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 679**, entitled:

An Act to repeal section 32.300, RSMo, and to enact in lieu thereof two new sections relating to driver's license renewals.

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 966**, entitled:

An Act to repeal section 556.061, RSMo, and to enact in lieu thereof two new sections relating to the offense of vehicle hijacking, 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 1094**, entitled:

An Act to amend chapter 143, RSMo, by adding thereto one new section relating to income tax, with 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 349**, entitled:

An Act to repeal section 329.010, RSMo, and to enact in lieu thereof one new section relating to the practice of shampooing.

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 338**, entitled:

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to the Battle of St. Louis memorial 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 816**, entitled:

An Act to repeal section 333.041, RSMo, and to enact in lieu thereof one new section relating to embalming apprenticeships.

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 932**, entitled:

An Act to repeal section 192.2435, RSMo, and to enact in lieu thereof two new sections relating to multidisciplinary adult protection teams.

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 758**, entitled:

An Act to repeal sections 190.243, 197.305, and 197.318, RSMo, and to enact in lieu thereof fifteen new sections relating to facilities licensed by the department of health and senior services, 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 191**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto three new sections relating to the designation of memorial highways.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

### **PRIVILEGED MOTIONS**

Senator Hegeman, on behalf of the conference committee appointed to act with a like committee from the House on **SCS for HCS for HB 14** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 14

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 14, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 14.
2. That the House recede from its position on House Committee Substitute for House Bill No. 14.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 14, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Cody Smith  
/s/ David Wood  
/s/ Hanna Kelly  
Kip Kendrick  
Peter Merideth

FOR THE SENATE:

/s/ Dan Hegeman  
/s/ Lincoln Hough  
/s/ Denny Hoskins  
/s/ John Rizzo  
/s/ Jamilah Nasheed

Senator Hegeman moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Curls	Eigel
Emery	Hegeman	Hough	Koenig	Libla	Luetkemeyer	May
Nasheed	O’Laughlin	Onder	Riddle	Rizzo	Rowden	Sater
Schatz	Wallingford	Walsh	White	Wieland—26		

NAYS—Senators

Arthur	Holsman	Hoskins	Sifton	Williams—5
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Absent—Senators

Cunningham      Romine—2

Absent with leave—Senator Schupp—1

Vacancies—None

On motion of Senator Hegeman, **CCS** for **SCS** for **HCS** for **HB 14**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL NO. 14

An Act to appropriate money for supplemental purposes for the expenses, grants, and distributions of

the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2019.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham	Curls
Eigel	Emery	Hegeman	Hough	Koenig	Libla	Luetkemeyer
May	Nasheed	O’Laughlin	Onder	Riddle	Rizzo	Rowden
Sater	Schatz	Wallingford	Walsh	White	Wieland—27	

NAYS—Senators

Arthur	Holsman	Sifton	Williams—4
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Absent—Senators

Hoskins	Romine—2
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Absent with leave—Senator Schupp—1

Vacancies—None

The President declared the bill passed.

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

Senator Hegeman 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 Wieland moved that **SB 414** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Wieland offered **SS** for **SB 414**, entitled:

#### SENATE SUBSTITUTE FOR SENATE BILL NO. 414

An Act to amend chapter 376, RSMo, by adding thereto two new sections relating to innovations in health insurance, with an emergency clause.

Senator Wieland moved that **SS** for **SB 414** be adopted, which motion prevailed.

On motion of Senator Wieland, **SS** for **SB 414** was declared perfected and order printed.

### INTRODUCTIONS OF GUESTS

Senator Rowden introduced to the Senate, Boone County Presiding Commissioner Dan Atwill and Tom Mendenhall, Columbia.

Senator White introduced to the Senate, Tatum Graham, and her parents, Marshal and Sarah; and Emma and Caleb, Carl Junction.

Senator Williams introduced to the Senate, Mathew Foggy and Clifton D. Berry, St. Louis.



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

SENATE CALENDAR

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FIFTY-SECOND DAY—TUESDAY, APRIL 16, 2019

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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-Kolkmeier
HB 372-Trent	

THIRD READING OF SENATE BILLS

- |  |   |
|--|---|
| 1. SS for SB 218-Hoskins                               | 7. SS for SCS for SB 34-Riddle<br>(In Fiscal Oversight) |
| 2. SS for SCS for SJRs 14 & 9-Luetkemeyer              | 8. SS for SB 210-May                                    |
| 3. SCS for SB 465-Burlison<br>(In Fiscal Oversight)    | 9. SB 11-Cunningham (In Fiscal Oversight)               |
| 4. SCS for SB 363-Riddle                               | 10. SCS for SB 60-Arthur                                |
| 5. SB 282-Brown (In Fiscal Oversight)                  |   |
| 6. SCS for SB 184-Wallingford<br>(In Fiscal Oversight) |   |

SENATE BILLS FOR PERFECTION

- |                 |                 |
|-----------------|-----------------|
| 1. SB 514-Sater | 2. SB 430-Libla |
|-----------------|-----------------|

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

#### HOUSE BILLS ON THIRD READING

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

#### INFORMAL CALENDAR

#### SENATE BILLS FOR PERFECTION

- |   |   |
|---|---|
| SB 1-Curls and Nasheed, with SCS            | SBs 46 & 50-Koenig, with SCS, SS for SCS    |
| SB 3-Curls                                  | & SA 6 (pending)                            |
| SB 4-Sater                                  | SB 49-Rowden, with SCS                      |
| SB 5-Sater, et al, with SCS                 | SB 52-Eigel, with SCS                       |
| SB 10-Cunningham, with SCS & SA 1 (pending) | SB 56-Cierpiot, with SCS, SS for SCS & SA 1 |
| SB 14-Wallingford                           | (pending)                                   |
| SB 16-Romine, with SCS, SS for SCS, SA 3    | SB 57-Cierpiot                              |
| & point of order (pending)                  | SB 62-Burlison, with SCS                    |
| SB 19-Libla, with SA 1 (pending)            | SB 65-White, with SS (pending)              |
| SB 29-Hegeman, with SCS                     | SB 69-Hough                                 |
| SB 31-Wieland                               | SBs 70 & 128-Hough, with SCS                |
| SB 37-Onder and Nasheed, with SCS           | SB 76-Sater, with SCS (pending)             |
| SB 39-Onder                                 | SB 78-Sater                                 |
| SB 44-Hoskins, with SCS & SS#3 for SCS      | SB 88-Libla                                 |
| (pending)                                   | SB 97-Hegeman, with SCS                     |

SB 100-Riddle	SB 292-Eigel, with SCS & SS#2 for SCS (pending)
SB 118-Cierpiot, with SCS	SB 293-Hough, with SCS
SB 132-Emery, with SCS	SB 296-Cierpiot, with SCS
SB 141-Koenig	SB 298-White, with SCS
SB 150-Koenig, with SCS	SB 300-Eigel
SBs 153 & 117-Sifton, with SCS	SB 312-Eigel
SB 154-Luetkemeyer, with SS & SA 2 (pending)	SB 316-Burlison
SB 155-Luetkemeyer	SB 318-Burlison
SB 160-Koenig, with SCS, SS for SCS & SA 2 (pending)	SB 328-Burlison, with SCS
SB 168-Wallingford, with SCS	SB 332-Brown
SB 201-Romine	SB 333-Rizzo
SB 203-Nasheed, with SCS	SB 336-Schupp
SB 205-Arthur, with SCS	SB 343-Eigel, with SCS
SB 211-Wallingford	SB 344-Eigel, with SCS
SB 222-Hough	SB 349-O'Laughlin, with SCS
SB 224-Luetkemeyer, with SS#2 (pending)	SB 350-O'Laughlin
SB 225-Curls	SB 354-Cierpiot, with SCS
SB 234-White	SB 391-Bernskoetter
SB 252-Wieland, with SCS	SB 412-Holsman
SB 255-Bernskoetter	SB 426-Williams
SB 259-Romine	SB 431-Schatz, with SCS
SB 276-Rowden, with SCS	SJR 1-Sater and Onder
SB 278-Wallingford, with SCS	SJR 13-Holsman, with SCS, SS for SCS & SA 1 (pending)
SBs 279, 139 & 345-Onder and Emery, 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 831-Sharpe (Brown)  
HB 898-Walsh (Bernskoetter)

HB 926-Shawan, with SCS (Hough)  
HB 565-Morse, with SCS (Wallingford)

Reported 4/15

HB 655-Dinkins (Brown)

RESOLUTIONS

SR 20-Holsman

Reported from Committee

SCR 1-Walsh  
SCR 8-Holsman  
SCR 13-Emery

SCR 15-Burlison  
SCR 19-Eigel

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