

Journal of the Senate

FIRST REGULAR SESSION

FIFTY-EIGHTH DAY—MONDAY, APRIL 29, 2019

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Carl Gauck offered the following prayer:

“...examining it all, how the righteous and the wise and their deeds are in the hand of God;” (Ecclesiastes 9:1a)

Merciful God it has been yet again a violent weekend and we are saddened by the deaths and wounding of Your people. We return to do our work, thankful to be here but wonder what we might be able to do to decrease such hatred and violence we hear and see about us. We pray in St. Francis of Assisi’s words “to become instruments of peace... and where there is hatred to show love...” Help us Lord to do what we can to understand the root cause of it and then do what we can to eliminate what we can. 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 25, 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 White offered Senate Resolution No. 734, regarding the One Hundredth Birthday of Edith Pugh, Joplin, which was adopted.

Senator Romine offered Senate Resolution No. 735, regarding John D. Otto, Ste. Genevieve, which was

adopted.

Senator Romine offered Senate Resolution No. 736, regarding Melissa E. Otto, Ste. Genevieve, which was adopted.

Senator Romine offered Senate Resolution No. 737, regarding Gale Mahn, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 738, regarding Deborah Stackpole, Ellisville, which was adopted.

Senator Romine offered Senate Resolution No. 739, regarding Mark D. Vogt, St. Mary, which was adopted.

Senator Romine offered Senate Resolution No. 740, regarding Steve Zuspahn, St. Mary, which was adopted.

Senator Romine offered Senate Resolution No. 741, regarding Ingrid McCaskie, Ste. Genevieve, which was adopted.

Senator Romine offered Senate Resolution No. 742, regarding Rebecca Cerutti, Farmington, which was adopted.

Senator Hegeman offered Senate Resolution No. 743, regarding Eagle Scout Christopher Nickolas Larson, Smithville, which was adopted.

Senator Sifton offered Senate Resolution No. 744, regarding Lucas Alberts, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 745, regarding Lauren Fisher, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 746, regarding Erin Belosi, Imperial, which was adopted.

Senator Sifton offered Senate Resolution No. 747, regarding Christen Otto, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 748, regarding Anna Roach, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 749, regarding Dr. Jamie Suthers, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 750, regarding Mark Garascia, St. Louis, which was adopted.

Senator Sifton offered Senate Resolution No. 751, regarding Madalyn Bush, Ballwin, which was adopted.

Senator Schupp offered Senate Resolution No. 752, regarding 2018-2019 Class 1 State Champion Ladue Horton Watkins High School Girls Swim/Dive Team, which was adopted.

Senator Schupp offered Senate Resolution No. 753, regarding 2018-2019 Class 4 State Champion Ladue Horton Watkins High School Varsity Football Team, which was adopted.

Senator Riddle offered Senate Resolution No. 754, regarding Charles A. “Tony” McGeorge, Mexico, which was adopted.

Senator Hough offered Senate Resolution No. 755, regarding KWFC Radio, Springfield, which was adopted.

Senator Walsh offered Senate Resolution No. 756, regarding Adam Childers-Arnold, Indianapolis, Indiana, which was adopted.

Senator Walsh offered Senate Resolution No. 757, regarding Nicholas Baer, Fenton, which was adopted.

Senator Rizzo offered Senate Resolution No. 758, regarding Phyliss Bagley, Independence, which was adopted.

Senator Sifton offered Senate Resolution No. 759, regarding Kristy Baumgartner, Fenton, which was adopted.

Senator Wieland offered Senate Resolution No. 760, regarding Lonni Schicker, Fenton, which was adopted.

Senator Sifton offered Senate Resolution No. 761, regarding David Neu, St. Louis, which was adopted.

Senator Wallingford offered Senate Resolution No. 762, regarding Hannah Lucas, Cape Girardeau, which was adopted.

Senator Onder offered Senate Resolution No. 763, regarding Maddi McGuire, St. Peters, which was adopted.

Senator Schupp offered Senate Resolution No. 764, regarding the death of former Lieutenant Governor Kenneth Joel Rothman, which was adopted.

Senator Onder offered Senate Resolution No. 765, regarding Brenda Haynes, O’Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 766, regarding Dennis Linnenbringer, Wentzville, which was adopted.

Senator Onder offered Senate Resolution No. 767, regarding Diane Ransom, Wentzville, which was adopted.

Senator Onder offered Senate Resolution No. 768, regarding Donald Hendrich, New Melle, which was adopted.

Senator Onder offered Senate Resolution No. 769, regarding Helen Schulze, Wentzville, which was adopted.

Senator Onder offered Senate Resolution No. 770, regarding Hope Hayden, Lake St. Louis, which was adopted.

Senator Onder offered Senate Resolution No. 771, regarding Larry Jacobs, O’Fallon, which was adopted.

Senator Onder offered Senate Resolution No. 772, regarding Nancy Hollenstein, Defiance, which was adopted.

The Senate observed a moment of silence in memory of former Lieutenant Governor Kenneth J. Rothman.

President Pro Tem Schatz assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Libla, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 367**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cierpiot, Chairman of the Committee on Economic Development, submitted the following report:

Mr. President: Your Committee on Economic Development, to which was referred **HB 1061**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SS No. 3** for **SCS** for **SB 29**; **HB 113**, with **SCS**; and **SS** for **SCS** for **SBs 70** and **128**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **HB 470**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Luetkemeyer, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 22**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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, to which were referred **SB 514**; **SB 255**; **SS** for **SCS** for **SB 37**; and **SCS** for **SB 1**, 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.

President Kehoe assumed the Chair.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SBs 70** and **128**, introduced by Senator Hough, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 70 and 128

An Act to repeal sections 192.007, 192.667, 198.082, 208.909, 208.918, 208.924, 344.030, and 376.690, RSMo, and to enact in lieu thereof fourteen new sections relating to the administration of health care services, with existing penalty provisions, with an emergency clause for a certain section.

Was taken up.

On motion of Senator Hough, **SS** for **SCS** for **SBs 70 and 128** 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	O’Laughlin	Onder	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	White	Wieland	Williams—33		

NAYS—Senator Nasheed—1

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	O’Laughlin	Onder	Riddle
Rizzo	Romine	Rowden	Sater	Schatz	Schupp	Sifton
Wallingford	Walsh	White	Wieland	Williams—33		

NAYS—Senator Nasheed—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

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

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

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

SS No. 3 for SCS for SB 29, introduced by Senator Hegeman, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 29

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof six new sections relating to reimbursement allowance taxes.

Was taken up.

On motion of Senator Hegeman, **SS No. 3 for SCS for SB 29** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham
Curls	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—33		

NAYS—Senator Eigel—1

Absent—Senators—None

Absent with leave—Senators—None

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.

HOUSE BILLS ON THIRD READING

Senator Riddle moved that **SS for SCS for HCS for HB 397** be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SS for SCS for HCS for HB 397 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.

REFERRALS

President Pro Tem Schatz referred **SB 255**; **SB 514**; **HCS** for **HB 1088**; **HB 1029**; **HB 563**; **HB 461**; **HCS** for **HB 824**; **HB 587**; **HCS** for **HB 346**; **SS** for **SCS** for **SB 37**; **HCS** for **HB 604**, with **SCS**; **HB 584**, with **SCS**; **HCS** for **HB 333**, with **SCS**; **HCS** for **HB 160**; and **HB 599**, with **SCS** to the Committee on Fiscal Oversight.

On motion of Senator Rowden, the Senate recessed until 6:45 p.m.

RECESS

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

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 refuses to adopt **SCS** for **HCS** for **HB 2**, and requests the Senate to recede from its position and failing to

do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 3**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 4**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 5**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 6**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 7**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 8**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 9**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SS** for **SCS** for **HCS** for **HB 10**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 11**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 12**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to adopt **SCS** for **HCS** for **HB 13**, and requests the Senate to recede from its position and failing to do so grant the House a conference thereon.

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 **HJR**s **48, 46 & 47**, entitled:

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2, 3, and 7 of article III of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to regulating the legislature to limit the influence of partisan or other special interests.

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 600**, entitled:

An Act to repeal section 208.225, RSMo, and to enact in lieu thereof one new section relating to Medicaid per diem reimbursement rates.

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 1135**, entitled:

An Act to repeal section 193.265, RSMo, and to enact in lieu thereof one new section relating to vital records.

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 1137**, entitled:

An Act to repeal section 285.500, RSMo, and to enact in lieu thereof two new sections relating to misclassification of workers.

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 713**, entitled:

An Act to repeal section 301.451, RSMo, and to enact in lieu thereof one new section relating to special license plates.

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 842**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to historic buildings.

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 1162**, entitled:

An Act to repeal section 620.2451, RSMo, and to enact in lieu thereof one new section relating to rural broadband access funding.

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 681**, entitled:

An Act to repeal section 260.273, RSMo, and to enact in lieu thereof one new section relating to the fee imposed on new tire sales.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

PRIVILEGED MOTIONS

Senator Hegeman requested unanimous consent of the Senate to make one motion to send **SCS for HCS for HB 2; SCS for HCS for HB 3; SCS for HCS for HB 4; SCS for HCS for HB 5; SCS for HCS for HB 6; SS for SCS for HCS for HB 7; SCS for HCS for HB 8; SCS for HCS for HB 9; SS for SCS for HCS for HB 10; SCS for HCS for HB 11; SCS for HCS for HB 12; and SCS for HCS for HB 13** to conference in one motion, which request was granted.

Senator Hegeman moved that the Senate refuse to recede from its position on **SCS for HCS for HB 2;**

SCS for HCS for HB 3; SCS for HCS for HB 4; SCS for HCS for HB 5; SCS for HCS for HB 6; SS for SCS for HCS for HB 7; SCS for HCS for HB 8; SCS for HCS for HB 9; SS for SCS for HCS for HB 10; SCS for HCS for HB 11; SCS for HCS for HB 12; and SCS for HCS for HB 13 and grant the House a conference thereon, which motion prevailed.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 2**: Senators Hegeman, Hough, Cunningham, Curls and Nasheed.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 3**: Senators Hegeman, Hough, Cunningham, Holsman and Nasheed.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 4**: Senators Hegeman, Hough, Riddle, Curls and Rizzo.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 5**: Senators Hegeman, Hough, Cunningham, Curls and Rizzo.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 6**: Senators Hegeman, Hough, Hoskins, Curls and Rizzo.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS for SCS for HCS for HB 7**: Senators Hegeman, Hough, Sater, Curls and Rizzo.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 8**: Senators Hegeman, Hough, Cunningham, Holsman and Curls.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 9**: Senators Hegeman, Hough, Hoskins, Curls and Rizzo.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SS for SCS for HCS for HB 10**: Senators Hegeman, Hough, Sater, Curls and Rizzo.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 11**: Senators Hegeman, Hough, Sater, Curls and Nasheed.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 12**: Senators Hegeman, Hough, Sater, Rizzo and Nasheed.

President Pro Tem Schatz appointed the following conference committee to act with a like committee from the House on **SCS for HCS for HB 13**: Senators Hegeman, Hough, Sater, Rizzo and Curls.

PRIVILEGED MOTIONS

Senator Cierpiot moved that the Senate refuse to concur in **SB 182**, with **HCS**, as amended, and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

HOUSE BILLS ON SECOND READING

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

HB 637—Progress and Development.

HCB 1—General Laws.

HCB 5—Transportation, Infrastructure and Public Safety.

HCB 10—Local Government and Elections.

HCB 7—Education.

HCS for HB 919—Agriculture, Food Production and Outdoor Resources.

HCS for HB 1099—Education.

HB 1237—General Laws.

HCS for HB 326—Professional Registration.

HB 337—Seniors, Families and Children.

HB 685—Agriculture, Food Production and Outdoor Resources.

HCS for HB 1083—Insurance and Banking.

SENATE BILLS FOR PERFECTION

Senator Bernskoetter moved that **SB 391**, with **SS** and **SA 2** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 2 was again taken up.

At the request of Senator Holsman, the above amendment was withdrawn.

Senator Holsman offered **SA 3**:

SENATE AMENDMENT NO. 3

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: “agriculture”; and

Further amend said bill and page, Section A, Line 3 of said page, by inserting after all of said line the following:

“21.900. 1. There is established a joint committee of the general assembly to be known as the “Joint Committee on Agriculture” to be comprised of five members of the senate, five members of the house of representatives, the director of the department of agriculture, and the director of the department of natural resources. The senate members shall be appointed by the president pro tempore and minority floor leader of the senate and the house members shall be appointed by the speaker and minority floor leader of the house of representatives. No party shall be represented by more than three members from the senate nor more than three members from the house. A majority of the members of the committee shall constitute a quorum.

2. The joint committee on agriculture shall meet within thirty days after its creation and organize by selecting two co-chairs, one of whom shall be a member of the senate and the other a member of the house of representatives.

3. The committee shall meet at the call of either co-chair or upon request of any member and shall hear public testimony on the items set forth in subsection 6 of this section.

4. The committee shall be staffed by legislative personnel as is deemed necessary to assist the committee in the performance of its duties.

5. The members of the committee shall serve without compensation, but any actual and necessary expenses incurred in the performance of the committee’s official duties by the joint committee, its members, and any staff assigned to the committee shall be paid from the joint contingent fund, except for members of the committee who are not members of the general assembly.

6. The committee shall conduct research on the following:

(1) The economic impact of Missouri’s agricultural industry in the state, including its contribution to state and local tax revenues;

(2) The industry’s ongoing efforts to improve environmental stewardship while improving the economic sustainability of Missouri agriculture;

(3) The creation of incentives to encourage members of the agricultural industry to adopt best practices to facilitate the reduction of Missouri’s carbon footprint; and

(4) Missouri residents’ views on agricultural issues via public testimony.

7. The committee shall compile a full report of its activities for submission to the general assembly. The first report shall be submitted not later than January 15, 2021, and not later than the fifteenth of January of each year in which the general assembly convenes in regular session and shall include any recommendations which the joint committee may have for legislative action as well as any recommendations for administrative or procedural changes in the internal management or organization of state government agencies and departments. Copies of the report containing such recommendations shall be sent to the appropriate directors of state departments and agencies included in the report.

8. The department of agriculture and the department of natural resources shall cooperate with and assist the committee in the performance of its duties and shall make available all records and information requested.

9. The committee shall dissolve on January 15, 2024.”; and

Further amend the title and enacting clause accordingly.

Senator Holsman moved that the above amendment be adopted.

Senator Emery offered SSA 1 for SA 3, entitled:

**SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 3**

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: “agriculture”; and

Further amend said bill and page, Section A, Line 3 of said page, by inserting after all of said line the following:

“21.900. 1. There is established a joint committee of the general assembly to be known as the “Joint Committee on Agriculture” to be comprised of five members of the senate, five members of the house of representatives, the director of the department of agriculture or his or her designee, and

the director of the department of natural resources or his or her designee. The senate members shall be appointed by the president pro tempore and minority floor leader of the senate and the house members shall be appointed by the speaker and minority floor leader of the house of representatives. No party shall be represented by more than three members from the senate nor more than three members from the house. A majority of the members of the committee shall constitute a quorum.

2. The joint committee on agriculture shall meet within thirty days after its creation and organize by selecting two co-chairs, one of whom shall be a member of the senate and the other a member of the house of representatives.

3. The committee shall meet at the call of either co-chair or upon request of any member and shall hear public testimony on the items set forth in subsection 6 of this section.

4. The committee shall be staffed by legislative personnel as is deemed necessary to assist the committee in the performance of its duties.

5. The members of the committee shall serve without compensation, but any actual and necessary expenses incurred in the performance of the committee's official duties by the joint committee, its members, and any staff assigned to the committee shall be paid from the joint contingent fund, except for members of the committee who are not members of the general assembly.

6. The committee shall conduct research on the following:

(1) The economic impact of Missouri's agricultural industry in the state, including its contribution to state and local tax revenues;

(2) The industry's ongoing efforts to improve environmental stewardship while improving the economic sustainability of Missouri agriculture;

(3) The creation of incentives to encourage members of the agricultural industry to adopt best practices to scientifically address Missouri's carbon footprint; and

(4) Missouri residents' views on agricultural issues via public testimony.

7. The committee shall compile a full report of its activities for submission to the general assembly. The first report shall be submitted not later than January 15, 2021, and not later than the fifteenth of January of each year in which the general assembly convenes in regular session and shall include any recommendations which the joint committee may have for legislative action as well as any recommendations for administrative or procedural changes in the internal management or organization of state government agencies and departments. Copies of the report containing such recommendations shall be sent to the appropriate directors of state departments and agencies included in the report.

8. The department of agriculture and the department of natural resources shall cooperate with and assist the committee in the performance of its duties and shall make available all public records and information requested.

9. The committee shall dissolve on January 15, 2024.”; and

Further amend the title and enacting clause accordingly.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

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

Senator May offered SA 4:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 391, Page 2, Section 192.300, Line 27, by inserting after all of said line the following:

Section 1. In addition to the information that the owner or operator of any class IA, class IB, or class IC concentrated animal feeding operation shall provide to the department of natural resources, 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, such owner or operator shall provide the following:

(1) If the owner or operator is incorporated, whether the applicant owner or operator, any parent corporation of the applicant owner or operator, subsidiary corporation of the applicant owner or operator, or any corporation with two or more common directors as the applicant owner or operator that has operated a class IA, class IB, or class IC concentrated animal feeding operation within the state of Missouri or any other state that has, within five years prior to the application, possessed an infected animal or infected bird subject to quarantine as such terms are defined in section 267.565; and

(2) If the owner or operator is not incorporated, whether the applicant owner or operator has operated a class IA, class IB, or class IC concentrated animal feeding operation within the state of Missouri or any other state that has, within five years prior to the application, possessed an infected animal or infected bird subject to quarantine as such terms are defined in section 267.565.”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion failed.

Senator Nasheed offered SA 5:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Bill No. 391, Page 1, In the Title, Lines 2-3, 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, by inserting immediately after said line the following:

“640.745. 1. The owner or operator of each class IA concentrated animal feeding operation utilizing flush systems shall remit to the department of natural resources a fee of ten cents per animal unit permitted to be deposited in the fund. The fee is due and payable to the department on the first anniversary of issuance of each owner or operator permit to operate such a facility and for nine years thereafter on the same date. The department of natural resources shall provide forms which such owner or operator shall use to file and pay this fee.

2. The fund shall be administered by the department for the purpose of carrying out the provisions of sections 640.700 to 640.755, relating to closure of class IA, class IB, class IC and class II concentrated animal feeding operation wastewater lagoons.

3. The fund administrators may only expend moneys for animal waste lagoon closure activities on real

property which:

(1) Has been placed in the control of the state, a county, or municipal government, or an agency thereof, through donation, purchase, tax delinquency, foreclosure, default or settlement, including conveyance by deed in lieu of foreclosure, and pose a threat to human health, the environment, or a threat to groundwater; and

(2) The state, county, or municipal government, or an agency thereof, has made reasonable and prudent efforts to remediate the property or sell said property to a qualifying purchaser.

4. The fund administrators shall expend no more than one hundred thousand dollars per lagoon for animal waste lagoon closure activities. The fund administrators shall only expend those moneys necessary to achieve a minimum level of closure and still protect human health and the environment. Closure activities shall include lagoon dewatering and removal of animal waste sludge, if any, both of which shall be land applied at a nutrient management application rate based on the most limiting nutrient as determined by Missouri clean water commission regulation. After dewatering, lagoons which are located in a drainage basin and are capable of meeting all applicable pond requirements of the Natural Resources Conservation Service (NRCS) with minimal additional expense should be maintained as a pond. Otherwise, the lagoon berms should be breached and graded in such a manner to reasonably conform to the surrounding land contours.”; and

Further amend the title and enacting clause accordingly.

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

Senator Hough assumed the Chair.

Senator Nasheed offered **SA 6**:

SENATE AMENDMENT NO. 6

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, by inserting after all of said line the following:

“640.710. 1. The department shall promulgate rules regulating the establishment, permitting, design, construction, operation and management of class I facilities. The department shall have the authority and jurisdiction to regulate the establishment, permitting, design, construction, operation and management of any class I facility. Such rules may require monitoring wells on a site-specific basis when, in the determination of the [division of geology and land survey] **Missouri geological survey, any class [IA] I concentrated animal feeding operation [lagoons are] is located in hydrologically sensitive areas where the quality of groundwater may be compromised. Such rules and regulations shall be designed to afford a prudent degree of environmental protection while accommodating modern agricultural practices.**

2. Except as **otherwise** provided [in subsections 3 and 4 of this section] **by a county planning commission**, the [department shall require at least but not more than the] following buffer distances **shall apply** between the nearest confinement **or production** building or lagoon and any public building or occupied residence, except a residence which is owned by the concentrated animal feeding operation or a residence from which a written agreement for operation is obtained:

(1) For concentrated animal feeding operations with at least one thousand animal units, one [thousand feet] **mile**;

(2) For concentrated animal feeding operations with between three thousand and six thousand nine hundred ninety-nine animal units inclusive, [two thousand feet] **one and one-half miles**; and

(3) For concentrated animal feeding operations of seven thousand or more animal units, [three thousand feet] **two miles**.

3. All concentrated animal feeding operations in existence as of [June 25, 1996] **August 28, 2019**, shall be exempt from the buffer distances prescribed in subsection 2 of this section. Such distances shall not apply to concentrated animal feeding operations which have received a written agreement which has been signed by all affected property owners within the buffer distance.

4. The department may, upon review of the information contained in the site plan including, but not limited to, the prevailing winds, topography and other local environmental factors, authorize a distance which is less than the distance prescribed in subsection 2 of this section. The department's recommendation shall be sent to the governing body of the county in which such site is proposed. The department's authorized buffer distance shall become effective unless the county governing body rejects the department's recommendation by a majority vote at the next meeting of the governing body after the recommendation is received.

5. Nothing in this section shall be construed as restricting local controls.”; and

Further amend the title and enacting clause accordingly.

Senator Nasheed moved that the above amendment be adopted.

At the request of Senator Nasheed, **SA 6** was withdrawn.

President Kehoe assumed the Chair.

Senator Nasheed offered **SA 7**, which was read:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Bill No. 391, Page 2, Section 192.300, Line 27, by inserting after all of said line the following:

“5. The provisions of this section shall only apply to counties of the second classification.”.

Senator Nasheed moved that the above amendment be adopted, which motion failed.

Senator Nasheed offered **SA 8**:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Bill No. 391, Page 2, Section 192.300, Line 27, by inserting after all of said line the following:

“5. The provisions of this section shall only apply to counties of the third and fourth classification.”.

Senator Nasheed moved that the above amendment be adopted, which motion failed.

Senator Sifton offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for Senate Bill No. 391, Page 2, Section 192.300, Line 27, by inserting after all of said line the following:

“442.571. 1. Except as provided in sections 442.586 and 442.591, No alien or foreign business shall acquire by grant, purchase, devise, descent or otherwise agricultural land in this state if the total aggregate alien and foreign ownership of agricultural acreage in this state exceeds one percent of the total aggregate agricultural acreage in this state. A sale or transfer of any agricultural land in this state shall be submitted to the director of the department of agriculture for review in accordance with subsection 3 of this section only if there is no completed Internal Revenue Service Form W-9 signed by the purchaser. No person may hold agricultural land as an agent, trustee, or other fiduciary for an alien or foreign business in violation of sections 442.560 to 442.592, provided, however, that no security interest in such agricultural land shall be divested or invalidated by such violation.

2. Any alien or foreign business who acquires agricultural land in violation of sections 442.560 to 442.592 remains in violation of sections 442.560 to 442.592 for as long as he or she holds an interest in the land, provided, however, that no security interest in such agricultural land shall be divested or invalidated by such violation.

3. Subject to the provisions of subsection 1 of this section, such proposed acquisitions by grant, purchase, devise, descent, or otherwise of agricultural land in this state shall be submitted to the department of agriculture to determine whether such acquisition of agricultural land is conveyed in accordance with the one percent restriction on the total aggregate alien and foreign ownership of agricultural land in this state. [The department shall establish by rule the requirements for submission and approval of requests under this subsection.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void].

Section 1. Notwithstanding the provisions of section 1.140 to the contrary, the provisions of this act shall be nonseverable, and if any provision is for any reason held to be invalid, such decision shall invalidate all of the remaining provisions of this act.

[442.576. 1. If the director finds that an alien or foreign business or an agent, trustee, or other fiduciary therefor has acquired agricultural land in Missouri in violation of sections 442.560 to 442.592, or the land ceases to be used for nonagricultural purposes under section 442.591, he or she shall report the violation to the attorney general.

2. The attorney general shall institute an action in the circuit court of Cole County or the circuit court in any county in which agricultural land owned by the alien or foreign business, agent, trustee or other fiduciary, alleged to have violated sections 442.560 to 442.592, is located.

3. The attorney general shall file a notice of the pendency of the action with the recorder of deeds of each county in which any portion of such agricultural lands is located. If the court finds that the lands in question have been acquired in violation of sections 442.560 to 442.592, it shall enter an order so declaring and shall file a copy of the order with the recorder of deeds of each county in which any portion of the agricultural lands is located. The court shall order the owner to divest himself of the agricultural land. The owner must comply with the order within two years. The two-year limitation period shall be a covenant running with the title to the land against any alien grantee or assignee. Provided, however, an incorporated

foreign business must divest itself of agricultural land within the minimum time required by Article XI, Section 5, of the Missouri Constitution. Any agricultural lands not divested within the time prescribed shall be ordered sold by the court at a public sale in the manner prescribed by law for the foreclosure of a mortgage on real estate for default in payment.]

[442.581. Any person who obtains a lease on agricultural land for a term of ten years or longer or a lease renewable at his option for terms which might total ten years has acquired agricultural land within the meaning of sections 442.560 to 442.591.]

[442.586. Sections 442.560 to 442.591 shall not apply to agricultural land now owned in this state by aliens or foreign businesses so long as it is held by the present owners or their direct descendants including any trust for the benefit of either and any legal person owned or controlled by either including but not limited to corporations, limited liability corporations, partnerships, and limited liability partnerships, nor to any alien who is or shall take up bona fide residence in the United States; and any alien who is or shall become a bona fide resident of the United States shall have the right to acquire and hold agricultural lands in this state upon the same terms as citizens of the United States during the continuance of such bona fide residence in the United States; except, that if any resident alien shall cease to be a bona fide resident of the United States, such alien shall have two years from the time he ceased to be a bona fide resident in which to divest himself of such agricultural lands. Any agricultural lands not divested within the time prescribed shall be ordered sold by the court at a public sale in the manner prescribed by law for the foreclosure of a mortgage on real estate for default in payment.]

[442.591. The restrictions set forth in sections 442.560 to 442.592 shall not apply to agricultural land or any interest therein acquired by an alien or foreign business for immediate or potential use in nonfarming purposes. An alien or foreign business may hold such agricultural land in such acreage as may be necessary to its nonfarm business operation; provided, however, that pending the development of agricultural land for nonfarm purposes, such land may not be used for farming except under lease to a family farm unit; a family farm corporation defined in section 350.010; an alien or foreign business which has filed with the director under sections 442.560 to 442.592; or except when controlled through ownership, options, leaseholds or other agreements by a corporation which has entered into an agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1969, 42 U.S.C. 3901-3914), as amended, or a subsidiary or assignee of such a corporation.]

[442.592. 1. For the purposes of this section, the term “foreign person” means:

(1) An individual who is not a citizen of the United States and who has not been lawfully admitted to the United States for permanent residence under the Immigration and Nationality Act or who has not been made a citizen by an act of Congress;

(2) An entity, other than an individual or a government, that is created or organized under the laws of a nation other than the United States, or that has its principal place of business in a foreign nation;

(3) An entity, other than an individual or a government, that is created or organized under the laws of the United States or of some state, territory, trusteeship or protectorate of the United States and that, as defined in regulations to be prescribed by the director, is substantially controlled by individuals referred to in subdivision (1) of this subsection, entities referred to in subdivision (2)

of this subsection, governments of foreign nations, or any combination of such individuals, entities, or governments; and

(4) A government of a foreign nation.

2. Any foreign person who holds any interest (including leaseholds of ten or more years and beneficial interests in the agricultural land under contracts of sale or similar arrangements), other than a security interest, in agricultural land on September 28, 1979, shall submit, or have a designated agent submit, a report to the director of agriculture not later than sixty days after September 28, 1979; provided, however, that no reporting requirement attaches to any holding by an alien or a foreign person or a foreign business of an interest in agricultural land for the extraction, refining, processing or transportation of oil, gas, coal or lignite. Such report shall be submitted in such manner as the director shall prescribe by regulation and shall contain:

(1) The legal name and address of the foreign person;

(2) In any case in which the foreign person is an individual, the citizenship of the foreign person;

(3) In any case in which the foreign person is not an individual or a government:

(a) The nation in which the foreign person is created or organized;

(b) The principal place of business of the foreign person;

(c) The legal name and address of each person who holds a substantial interest (as defined in regulations to be prescribed by the director) in the foreign person and, in any case in which the holder of such an interest is an individual, the citizenship of the holder and, in any case in which the holder of such an interest is not an individual or a government, the nation in which the holder is created or organized and the principal place of business of the holder;

(4) The type of interest in the agricultural land that is held by the foreign person;

(5) A legal description of the agricultural land, including the county in which the land is located and the total acreage involved;

(6) The date of acquisition of the interest and the purchase price paid for, or any other consideration given for, the interest;

(7) A declaration of the type of agricultural activity engaged in by the reporting foreign person;

(8) In the case where any foreign person holds an interest in agricultural land for the purposes outlined in section 442.591, a declaration of intent as to the intended use of the land.

3. No rule or portion of a rule promulgated under the authority of sections 442.560 to 442.591 shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. Any foreign person who acquires or transfers any interest (including leaseholds of ten years or more and beneficial interests in the agricultural land under contracts of sale or similar arrangements), other than a security interest, in agricultural land shall submit, or have a designated agent submit, a report to the director not later than thirty days after the date of such acquisition or transfer; provided, however, that no reporting requirement attaches to an acquisition or transfer by an alien or a foreign person or a foreign business of an interest in agricultural land for the extraction,

refining, processing, or transportation of oil, gas, coal or lignite. Such report shall be submitted in such manner as the director shall prescribe by regulation and shall contain:

- (1) The legal name and address of the foreign person;
- (2) In any case in which the foreign person is an individual, the citizenship of the foreign person;
- (3) In any case in which the foreign person is not an individual or a government:
 - (a) The nation in which the foreign person is created or organized;
 - (b) The principal place of business of the foreign person;
 - (c) The legal name and address of each person who holds a substantial interest (as defined in regulations to be prescribed by the director) in the foreign person and, in any case in which the holder of such an interest is an individual, the citizenship of the holder and, in any case in which the holder of such an interest is not an individual or a government, the nation in which the holder is created or organized and the principal place of business of the holder;
- (4) The type of interest in the agricultural land that is acquired or transferred by the foreign person;
- (5) A legal description of the agricultural land including the county in which the land is located and the total acreage involved;
- (6) The purchase price paid or received for, or any other consideration given or received for, the interest;
- (7) In any case in which the foreign person transfers the interest, the legal name and the address of the person to whom the interest is transferred, and
 - (a) In any case in which the transferee is an individual, the citizenship of the transferee; and
 - (b) In any case in which the transferee is not an individual or a government, the nation in which the transferee is created or organized and the principal place of business of the transferee;
- (8) A declaration of the type of agricultural activity engaged in by the reporting foreign person;
- (9) In the case where any foreign person acquires an interest in agricultural land for the purposes outlined in section 442.591, a declaration of intent as to the intended use of the land.

5. The director may promulgate rules and regulations pertaining to the form and content of reports required by this section; the procedures for filing such reports; and the analysis and distribution of findings and determinations based on the reports required by this section.

6. (1) The director shall:

(a) Analyze the information obtained under this section and determine the effects of foreign persons acquiring, transferring and holding agricultural land, particularly the effects of such acquisitions, transfers and holdings on family farms and rural communities; and

(b) Transmit to the governor and each house of the general assembly a report on the director's findings and conclusions regarding each analysis and determination made under paragraph (a)

above;

(2) An analysis and determination shall be made, and a report on the director's findings and conclusions regarding such analysis and determination transmitted:

(a) With respect to information obtained by the director under this section during the six-month period following September 28, 1979, within nine months after such date;

(b) With respect to information obtained by the director under this section during the twelve-month period following September 28, 1979, within fifteen months after such date; and

(c) With respect to each calendar year following the twelve-month period referred to in paragraph (b), within ninety days after the end of such calendar year.

7. Any foreign person who fails to file a report required under the provisions of this section is liable to the state in civil penalty. The civil penalty shall be determined by the circuit court in an amount not to exceed twenty-five percent of the fair market value of the interest in agricultural land with respect to which the violations occurred on the date of the assessment of the penalty. The attorney general shall recover the amount of any civil penalty assessed in a civil action in the circuit court in the county in which any part of the land involved is located.]; and

Further amend the title and enacting clause accordingly.

Senator Sifton moved that the above amendment be adopted.

Senator Sifton offered **SA 1 to SA 9**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 9

Amend Senate Amendment No. 9 to Senate Substitute for Senate Bill No. 391, Page 1, Section 442.571, Lines 3-24, by striking all of said lines from the amendment; and

Further amend said amendment page 2, lines 1-6 by striking all of said lines from the amendment and inserting in lieu thereof the following:

“442.571. [1. Except as provided in sections 442.586 and 442.591,] No alien or foreign business shall acquire by grant, purchase, devise, descent or otherwise agricultural land in this state [if the total aggregate alien and foreign ownership of agricultural acreage in this state exceeds one percent of the total aggregate agricultural acreage in this state. A sale or transfer of any agricultural land in this state shall be submitted to the director of the department of agriculture for review in accordance with subsection 3 of this section only if there is no completed Internal Revenue Service Form W-9 signed by the purchaser]. **Any alien or foreign business owning or otherwise possessing agricultural land on the effective date of this act shall convey all interests in such land to a non-alien or non-foreign business within three months of the effective date of this act.** No person may hold agricultural land as an agent, trustee, or other fiduciary for an alien or foreign business in violation of **this section** [sections 442.560 to 442.592, provided, however, that no security interest in such agricultural land shall be divested or invalidated by such violation.

2. Any alien or foreign business who acquires agricultural land in violation of sections 442.560 to 442.592 remains in violation of sections 442.560 to 442.592 for as long as he or she holds an interest in the land, provided, however, that no security interest in such agricultural land shall be divested or invalidated by such violation.

3. Subject to the provisions of subsection 1 of this section, such proposed acquisitions by grant, purchase, devise, descent, or otherwise of agricultural land in this state shall be submitted to the department of agriculture to determine whether such acquisition of agricultural land is conveyed in accordance with the one percent restriction on the total aggregate alien and foreign ownership of agricultural land in this state. The”.

Senator Sifton moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Arthur, Curls, Schupp and Walsh.

SA 1 to SA 9 failed of adoption by the following vote:

YEAS—Senators

Arthur	Curls	May	Nasheed	Rizzo	Schupp	Sifton
Walsh	Williams—9					

NAYS—Senators

Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham	Eigel
Emery	Hegeman	Hoskins	Hough	Libla	Luetkemeyer	Onder
Riddle	Rowden	Wallingford	White	Wieland—19		

Absent—Senators

Holsman	Koenig	O’Laughlin	Sater	Schatz—5
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Absent with leave—Senator Romine—1

Vacancies—None

At the request of Senator Sifton, SA 9 was withdrawn.

Senator Cierpiot offered SA 10:

SENATE AMENDMENT NO. 10

Amend Senate Substitute for Senate Bill No. 391, Page 1, Section 192.300, Line 19 of said page, by inserting immediately after “chapters” the following: “, **unless such order, ordinance, rule or regulation is submitted by the governing body of the county to the qualified voters of the county for approval at the next general election. If a majority of the votes cast on the question by the qualified voters of the county voting thereon are in favor of such question, the order, ordinance, rule or regulation shall take effect when so approved**”.

Senator Cierpiot moved that the above amendment be adopted, which motion failed.

Senator Arthur offered SA 11, which was read:

SENATE AMENDMENT NO. 11

Amend Senate Substitute for Senate Bill No. 391, Page 1, Section 192.300, Line 15, by inserting after “(2)” the following: “**For any order, ordinance, rule or regulation enacted after August 28, 2019,**”.

Senator Arthur moved that the above amendment be adopted, which motion failed.

Senator Emery assumed the Chair.

President Kehoe assumed the Chair.

Senator Schupp offered **SA 12**:

SENATE AMENDMENT NO. 12

Amend Senate Substitute for Senate Bill No. 391, Page 2, Section 192.300, Line 27, by inserting after all of said line the following:

Section 1. Notwithstanding any provision of law to the contrary, all liquified manure from a concentrated animal feeding operation that is purchased or received by a third party and is surface-applied shall maintain an application setback of at least fifty feet from a property boundary, three hundred feet from any public drinking water lake, three hundred feet from any public drinking water well, three hundred feet from any public drinking water intake structure, one hundred feet from any perennial and intermittent streams without vegetation abutting such streams, and thirty five feet from any perennial and intermittent streams with vegetation abutting such streams. If the department of natural resources promulgates rules providing for a distance requirement for the application of liquified manure from a concentrated animal feeding operation that is stricter than the provisions of this section, such rules shall apply to the spread of all liquified manure subject to the provisions of this section. Any violation of this section shall be subject to the penalties set forth in section 644.076.”; and

Further amend the title and enacting clause accordingly.

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

Senator Bernskoetter moved that **SS** for **SB 391**, as amended, be adopted, which motion prevailed.

On motion of Senator Bernskoetter, **SS** for **SB 391**, as amended, was declared perfected and ordered printed.

RESOLUTIONS

Senator Romine offered Senate Resolution No. 773, regarding Deborah Dildine, Imperial, which was adopted.

Senator Romine offered Senate Resolution No. 774, regarding Annette Jacobs, Imperial, which was adopted.

Senator Romine offered Senate Resolution No. 775, regarding William Shawgo, Festus, which was adopted.

Senator Romine offered Senate Resolution No. 776, regarding Shelia Sampson, Cadet, which was adopted.

Senator Romine offered Senate Resolution No. 777, regarding Dennis Meinhardt, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 778, regarding Erin Carlton, Imperial, which was adopted.

Senator Romine offered Senate Resolution No. 779, regarding Kristi Crocker, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 780, regarding Melissa Herrmann, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 781, regarding Jackie Kocurek, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 782, regarding Jennifer Laiben, Herculanum, which was adopted.

Senator Romine offered Senate Resolution No. 783, regarding Mary Luby, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 784, regarding Joan Sebaugh, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 785, regarding Rebecca Windsor, Farmington, which was adopted.

Senator Romine offered Senate Resolution No. 786, regarding Patricia Fears, Barnhart, which was adopted.

Senator Romine offered Senate Resolution No. 787, regarding Katherine Goodman, Festus, which was adopted.

Senator Romine offered Senate Resolution No. 788, regarding Beth Ann Johnston, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 789, regarding Debra Laidlaw, De Soto, which was adopted.

Senator Romine offered Senate Resolution No. 790, regarding Janice McClinton, De Soto, which was adopted.

Senator Romine offered Senate Resolution No. 791, regarding Kim Saxton, Festus, which was adopted.

Senator Romine offered Senate Resolution No. 792, regarding Kathy Wynn, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 793, regarding Beth Yancey, De Soto, which was adopted.

Senator Romine offered Senate Resolution No. 794, regarding Karen Ziegler, De Soto, which was adopted.

Senator Romine offered Senate Resolution No. 795, regarding Cathy Ringo, Hillsboro, which was adopted.

Senator Romine offered Senate Resolution No. 796, regarding Marcia Martinson, De Soto, which was adopted.

INTRODUCTIONS OF GUESTS

Senator Hoskins introduced to the Senate, Brandon Phelps, and his daughter, Morgan, Warrensburg.

Senator Nasheed introduced to the Senate, Otis Williams, St. Louis.

Senator Riddle introduced to the Senate, Director and Chief Curator Tim Riley, National Churchill

Museum, Fulton.

Senator Rowden introduced to the Senate, Judge Evelyn Baker, St. Louis.

On motion of Senator Rowden, the Senate adjourned until 2:00 p.m., Tuesday, April 30, 2019.

SENATE CALENDAR

FIFTY-NINTH DAY—TUESDAY, APRIL 30, 2019

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HJR 48, 46 & 47
 HB 600-Bondon
 HCS for HB 1135
 HCS for HB 1137

HB 713-Morris (140)
 HCS for HB 842
 HCS for HB 1162
 HB 681-Knight

THIRD READING OF SENATE BILLS

SCS for SB 465-Burlison (In Fiscal Oversight)
 SB 514-Sater (In Fiscal Oversight)
 SB 255-Bernskoetter (In Fiscal Oversight)

SS for SCS for SB 37-Onder and Nasheed
 (In Fiscal Oversight)
 SCS for SB 1-Curls and Nasheed

SENATE BILLS FOR PERFECTION

1. SB 430-Libla
2. SB 186-Hegeman
3. SB 302-Wallingford
4. SB 347-Burlison
5. SB 439-Brown
6. SB 303-Riddle, with SCS
7. SB 376-Riddle
8. SB 82-Cunningham, with SCS
9. SB 161-Cunningham
10. SB 144-Burlison, with SCS

11. SJR 20-Koenig, with SCS
12. SB 208-Wallingford
13. SB 189-Crawford, with SCS
14. SB 385-Bernskoetter
15. SB 409-Wieland, et al
16. SB 437-Hoskins
17. SB 286-Hough
18. SB 325-Crawford, with SCS
19. SBs 8 & 74-Emery, with SCS
20. SB 386-O'Laughlin, with SCS

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|----------------------------------|-----------------------------|
| 21. SB 272-Emery, with SCS | 25. SB 424-Luetkemeyer |
| 22. SB 265-Luetkemeyer, with SCS | 26. SB 367-Burlison |
| 23. SB 135-Sifton, with SCS | 27. SB 22-Nasheed, with SCS |
| 24. SB 342-Curls and Nasheed | |

HOUSE BILLS ON THIRD READING

- | | |
|---|--|
| 1. HCS for HB 225, with SCS (Romine) | 28. HCS for HB 1088 (Hoskins)
(In Fiscal Oversight) |
| 2. HCS for HB 255 (Cierpiot) | 29. HB 355-Plocher, with SCS (Wallingford) |
| 3. HCS for HB 469 (Wallingford) | 30. HCS for HB 160, with SCS (White)
(In Fiscal Oversight) |
| 4. HCS for HB 677 (Cierpiot) | 31. HB 584-Knight, with SCS (Wallingford)
(In Fiscal Oversight) |
| 5. HB 260-Taylor, with SCS (Bernskoetter) | 32. HB 599-Bondon, with SCS (Cunningham)
(In Fiscal Oversight) |
| 6. HCS for HB 547, with SCS (Bernskoetter) | 33. HB 1029-Bondon (Brown)
(In Fiscal Oversight) |
| 7. HCS for HB 169, with SCS (Romine) | 34. HB 257-Stephens (Sater) |
| 8. HB 219-Wood (Sater) | 35. HB 563-Wiemann (Wallingford)
(In Fiscal Oversight) |
| 9. HB 831-Sharpe (Brown) | 36. HCS for HB 266, with SCS (Hoskins) |
| 10. HCS for HB 694 (Riddle) | 37. HCS for HB 959, with SCS (Cierpiot) |
| 11. HCS#2 for HB 499 (Schatz) | 38. HCS for HB 333, with SCS (Crawford)
(In Fiscal Oversight) |
| 12. HCS for HB 192, with SCS (Emery) | 39. HB 461-Pfautsch (Brown)
(In Fiscal Oversight) |
| 13. HB 485-Dogan, with SCS (Emery)
(In Fiscal Oversight) | 40. HCS for HB 824 (Hoskins)
(In Fiscal Oversight) |
| 14. HCS for HB 564, with SCS (Koenig) | 41. HB 587-Rone (Crawford)
(In Fiscal Oversight) |
| 15. HCS for HB 678, with SCS (Williams) | 42. HCS for HB 346 (Wallingford)
(In Fiscal Oversight) |
| 16. HCS for HB 399, with SCS (Hoskins) | 43. HB 1061-Patterson (Hoskins) |
| 17. HB 126-Schroer, with SCS (Koenig) | 44. HB 470-Grier, with SCS (O'Laughlin) |
| 18. HB 138-Kidd (Wallingford) | |
| 19. HB 332-Lynch, with SCS (Wallingford) | |
| 20. HCS for HBs 243 & 544, with SCS (Arthur) | |
| 21. HCS for HB 220, with SCS (O'Laughlin) | |
| 22. HB 821-Solon (Luetkemeyer) | |
| 23. HB 565-Morse, with SCS (Wallingford) | |
| 24. HCS for HB 447, with SCS (Riddle) | |
| 25. HB 113-Smith, with SCS (Emery) | |
| 26. HCS for HB 604, with SCS (Hoskins)
(In Fiscal Oversight) | |
| 27. HB 214-Trent (Hough) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 3-Curls	SB 201-Romine
SB 4-Sater	SB 205-Arthur, with SCS
SB 5-Sater, et al, with SCS	SB 211-Wallingford
SB 10-Cunningham, with SCS & SA 1 (pending)	SB 222-Hough
SB 14-Wallingford	SB 224-Luetkemeyer, with SS#2 (pending)
SB 16-Romine, with SCS, SS for SCS, SA 3 & point of order (pending)	SB 225-Curls
SB 19-Libla, with SA 1 (pending)	SB 234-White
SB 31-Wieland	SB 252-Wieland, with SCS
SB 39-Onder	SB 259-Romine, with SS & SA 3 (pending)
SB 44-Hoskins, with SCS & SS#3 for SCS (pending)	SB 276-Rowden, with SCS
SBs 46 & 50-Koenig, with SCS, SS for 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 & SS#2 for SCS (pending)
SB 56-Cierpiot, with SCS, SS for SCS & 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
SB 76-Sater, with SCS (pending)	SB 316-Burlison
SB 78-Sater	SB 318-Burlison
SB 97-Hegeman, with SCS	SB 328-Burlison, with SCS
SB 100-Riddle, with SS (pending)	SB 332-Brown
SB 118-Cierpiot, with SCS	SB 336-Schupp
SB 132-Emery, with SCS	SB 343-Eigel, with SCS
SB 141-Koenig	SB 344-Eigel, with SCS
SB 150-Koenig, with SCS	SB 349-O'Laughlin, with SCS
SBs 153 & 117-Sifton, with SCS	SB 350-O'Laughlin
SB 154-Luetkemeyer, with SS & SA 2 (pending)	SB 354-Cierpiot, with SCS
SB 155-Luetkemeyer	SB 412-Holsman
SB 160-Koenig, with SCS, SS for SCS & SA 2 (pending)	SB 426-Williams
SB 168-Wallingford, with SCS	SB 431-Schatz, with SCS
	SJR 1-Sater and Onder, with SS#2 & SA 1 (pending)
	SJR 13-Holsman, with SCS, SS for SCS & SA 1 (pending)
	SJR 18-Cunningham

HOUSE BILLS ON THIRD READING

HB 188-Rehder (Luetkemeyer)

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

HCS for HB 2, with SCS (Hegeman)	HCS for HB 8, with SCS (Hegeman)
HCS for HB 3, with SCS (Hegeman)	HCS for HB 9, with SCS (Hegeman)
HCS for HB 4, with SCS (Hegeman)	HCS for HB 10, with SS for SCS (Hegeman)
HCS for HB 5, with SCS (Hegeman)	HCS for HB 11, with SCS (Hegeman)
HCS for HB 6, with SCS (Hegeman)	HCS for HB 12, with SCS (Hegeman)
HCS for HB 7, with SS for SCS (Hegeman)	HCS for HB 13, with SCS (Hegeman)

Requests to Recede or Grant Conference

SB 182-Cierpiot, et al, with HCS, as
amended (Senate requests House
recede or grant conference)

RESOLUTIONS

SR 20-Holsman

SR 731-Hoskins

Reported from Committee

SCR 8-Holsman
SCR 13-Emery
SCR 15-Burlison
SCR 19-Eigel
SCR 21-May

SCR 22-Holsman
SCR 23-Luetkemeyer
HCS for HCR 16 (Hoskins)
HCR 18-Spencer (Eigel)

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