

**Journal of the Senate**  
**ONE HUNDREDTH GENERAL ASSEMBLY**  
**OF THE**  
**STATE OF MISSOURI**  
**SECOND REGULAR SESSION**  
**VETO SESSION**

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**WEDNESDAY, SEPTEMBER 16, 2020**

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The Senate was called to order in Veto Session by Lieutenant Governor Mike Kehoe.

Reverend Carl Gauck offered the following prayer:

“Your decrees are my delight, they are my counselors.” (Psalm 119:24)

Gracious God: We gather as required and give thanks for our safe conduct. We look at all that is necessary for us to do and look to Your guidance in Your word to point out what is right and essential for us to be about. Bless us this day and help us always to follow the path that You set forth for us to follow. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Cunningham
Eigel	Emery	Hegeman	Hoskins	Hough	Koenig	Libla
Luetkemeyer	May	Nasheed	O’Laughlin	Onder	Riddle	Rizzo
Rowden	Sater	Schatz	Sifton	Wallingford	Walsh	White
Wieland	Williams—30					

Absent—Senators—None

Absent with leave—Senator Schupp—1

Vacancies—3

The Lieutenant Governor was present.

**RESOLUTIONS**

Senator Rowden offered the following resolution, which was read and adopted:

## SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Senator Rowden offered the following resolution, which was read and adopted:

## SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate that the rules of the Senate, as adopted by the One Hundredth General Assembly, Second Regular Session, be declared to be the rules of the Veto Session of the One Hundredth General Assembly.

**COMMUNICATIONS FROM THE GOVERNOR**

The following communication, regarding vetoed Senate Bills were received by the Secretary of State, reading of which was waived:

GOVERNOR  
STATE OF MISSOURI  
July 14, 2020

TO THE SECRETARY OF STATE  
OF THE STATE OF MISSOURI  
100<sup>th</sup> GENERAL ASSEMBLY  
SECOND REGULAR SESSION

Herewith I return to you Senate Substitute for Senate Committee Substitute for Senate Bill 718, entitled:

## AN ACT

To repeal sections 36.020, 168.021, 192.2305, 208.151, 210.109, 210.150, 379.122, 620.2005, 620.2010, and 650.005, RSMo, and to enact in lieu thereof fourteen new sections relating to military affairs, with an existing penalty provision and a contingent effective date for certain sections.

I disapprove of Senate Substitute for Senate Committee Substitute for Senate Bill 718. My reasons for disapproval are as follows:

While I recognize and applaud the General Assembly in their effort to improve the laws governing our military families and military affairs of this state, I cannot approve this bill as presented to me.

Following the state government reorganization of 1974, the Adjutant General and the state militia, including the Missouri National Guard, were assigned to the Department of Public Safety. Sections 41.065 and 650.005 of Senate Bill 718 create a new state department, the Department of Military Forces, headed by the Adjutant General to administer the militia and state programs related to military forces, and rescinds the assignment to the Department of Public Safety. However, as recognized in the bill, the creation of a new department would require a constitutional amendment approved by Missourians.

Under Article IV, Section 12 of the Missouri Constitution “there shall not be more than fifteen departments and the office of administration” in addition to the elected officers. There are currently fifteen executive departments and the office of administration, therefore a new department would exceed the constitutional limit. The bill includes a Part B stating that the provisions in sections 41.065 and 650.005 become effective only upon approval by the people of an amendment to the Constitution. Unfortunately, a corresponding resolution was not approved. While I support the creation of a state department dedicated to defense, the enactment of this law without a corresponding resolution prevents the creation of the new department.

In furtherance of improving government for the benefit of citizens, I am also concerned about the effect of modifying sections 620.2005 and 620.2010 of the Missouri Works Program to allow for part-time jobs. One of the primary goals of economic development incentive programs is to provide meaningful and gainful employment to citizens, and to encourage and support full-time positions that benefit families for the long term. Inclusion of part-time jobs without further requirements or definitions adversely impacts and dilutes these existing programs.

There are many provisions contained within this bill of which I approve and fortunately also appear in Senate Bill 656 and House Bills 1682 and 1414, which I have signed. Unfortunately, three other provisions I support only appear in Senate Bill 718 and will, therefore, not become law as a result of my disapproval. I support Section 9.291, which designates November as the Military Family Month, and section 379.122, which protects service members from increased auto insurance premiums when a lapse in coverage is due to a deployment, honors the sacrifices made by our military families and protect service members when they return home. I also believe the clarification to the definition of surviving spouse in section 36.020 is necessary to effectuate the intent of 2018 merit reform bill. I look forward to working with the General Assembly next session on such beneficial provisions.

In accordance with the above stated reasons for disapproval, I am returning Senate Substitute for Senate Committee Substitute for Senate Bill 718 without my approval.

Respectfully Submitted,  
Michael L. Parson  
Governor

**SS for SCS for SB 718** was called thereafter and no motion was taken thereon.

### 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 adopted **HR 1**.

#### HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundredth General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2020 Constitutional Veto Session and ready for consideration of business.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 2**.

#### HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Article III, Section 32 of the Constitution, adopt no motions to override the Governor's vetoes on **SS No. 2 for SCS for HCS for HB 1854, CCS for SCS for HS for HCS for HB 2002, CCS for SCS for HS for HCS for HB 2003, CCS for SCS for HS for HCS for HB 2005, CCS for SS for SCS for HS for HCS for HB 2006, CCS for SCS for HS for HCS for HB 2007, CCS for SCS for HS for HCS for HB 2008, CCS for SCS for HS for HCS for HB 2009, CCS for SCS for HS for HCS for HB 2010, CCS for SCS for HS for HCS for HB 2011, and CCS for SCS for HS for HCS for HB 2012**, when the bills were called by the Speaker.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has passed Section 4.056, for sales and use tax refunds for which the taxpayer was notified of the expansion of the Department of Revenue's interpretation of the tax base by audit, and for the attendant costs incurred by taxpayers in audit compliance of Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2004, the objections of the Governor thereto notwithstanding.

In which the concurrence of the Senate is respectfully requested.

Also, the attached is a certified copy of the Roll call pertaining to the above named section of the Conference Committee Substitute for Senate Committee Substitute for House Substitute for House Committee Substitute for House Bill No. 2004.

AYES: 138

Aldridge	Allred	Anderson	Andrews	Appelbaum	Bailey	Baker
Bangert	Baringer	Barnes	Beck	Black 137	Bland Manlove	Bosley
Bromley	Brown 27	Brown 70	Burns	Busick	Butz	Carpenter
Chappelle-Nadal	Chipman	Christofanelli	Clemens	Coleman 32	Cupps	Deaton
DeGroot	Dinkins	Dogan	Dohrman	Eggleston	Ellebracht	Eslinger
Evans	Falkner	Fishel	Fitzwater	Francis	Gannon	Gray

Green	Grier	Griesheimer	Griffith	Gunby	Haden	Haffner
Hannegan	Hansen	Helms	Henderson	Hicks	Hill	Houx
Hovis	Hudson	Hurst	Ingle	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lavender	Lovasco	Love
Lynch	Mackey	Mayhew	McCreery	McGaugh	McGill	Merideth
Messenger	Moon	Morris 140	Morse 151	Muntzel	Murphy	Neely
O'Donnell	Patterson	Person	Pfautsch	Pierson Jr.	Pietzman	Pike
Plocher	Pogue	Pollitt 52	Pollock 123	Porter	Proudie	Quade
Razer	Rehder	Reisch	Remole	Richey	Riggs	Roberts 161
Roberts 77	Roden	Rone	Rowland	Runions	Ruth	Sain
Sauls	Schnelting	Sharp 36	Shaul 113	Shields	Shull 16	Simmons
Smith	Sommer	Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walsh	Washington	Wiemann
Wilson	Windham	Wright	Young	Mr. Speaker		

## NOES: 6

Black 7	Miller	Reedy	Shawan	Solon	Stephens 128
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## ABSENT: 17

Basye	Billington	Bondon	Burnett	Carter	Coleman 97	Gregory
McDaniel	Mitten	Morgan	Mosley	Price	Rogers	Ross
Schroer	Sharpe 4	Veit				

## VACANCIES: 2

**RESOLUTIONS**

Senator Rowden offered the following resolution, which was read and adopted:

## SENATE RESOLUTION NO. 3

BE IT RESOLVED by the Senate that the Secretary of the Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of **SS** for **SCS** for **SB 718** when the bill was called by the president.

**INTRODUCTIONS OF GUESTS**

Senator Hoskins introduced to the Senate, Kelly Murphy, and his son, Garrett, Warrensburg.

On motion of Senator Rowden, the Senate of the Veto Session of the Second Regular Session of the 100th General Assembly adjourned sine die, pursuant to the Constitution.

MIKE KEHOE  
Lieutenant Governor

ADRIANE D. CROUSE  
Secretary of Senate

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