

Journal of the Senate

SECOND REGULAR SESSION

FOURTEENTH DAY—TUESDAY, FEBRUARY 4, 2020

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Carl Gauck offered the following prayer:

“I thank you, Heavenly Father, for this day you have made and I rejoice in it. Save us, we beseech you, give us success.” (Psalm 118:24-25)

I thank You, Heavenly Father, for this day You have made and I do rejoice in it. We ask that You send us prosperity now and give us success with that which we desire to bring about. We ask that our efforts will bring blessings onto others and prosperity to our state, that we might be a witness to Your goodness and produce joy in our hearts. 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 of the previous day was read and approved.

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

Present—Senators

Arthur	Bernskoetter	Brown	Burlison	Cierpiot	Crawford	Eigel
Emery	Hegeman	Hoskins	Hough	Libla	Luetkemeyer	Nasheed
O’Laughlin	Onder	Riddle	Rizzo	Rowden	Sater	Schatz
Schupp	Sifton	Wallingford	White	Wieland	Williams—27	

Absent—Senators—None

Absent with leave—Senators

Cunningham	Koenig	May	Walsh—4
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Vacancies—3

The Lieutenant Governor was Present.

RESOLUTIONS

Senator White offered Senate Resolution No. 1169, regarding Scott Hurrell, Carthage, which was adopted.

CONCURRENT RESOLUTIONS

Senator Sater offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 41

Whereas, biosimilars are generic medicines approved by the U.S. Food and Drug Administration (FDA) as “highly similar” to the original biologic medicine such that they work in the same way and have no clinically meaningful difference in safety or efficacy; and

Whereas, biosimilars are approved by the FDA based on the agency’s rigorous standards for safety, potency, and purity; and

Whereas, the FDA has approved 24 biosimilars indicated for a wide range of conditions including autoimmune diseases such as rheumatoid arthritis, psoriatic arthritis, ankylosing spondylitis, Crohn’s disease, plaque psoriasis, ulcerative colitis, and certain types of colorectal, lung, breast, and other types of cancers; and

Whereas, biosimilars cost nearly 30% less than the originator biologics, on average, and are estimated to save the U.S. healthcare system as much as \$54 billion over the next decade; and

Whereas, the Missouri General Assembly, realizing the importance of biosimilars, passed SB 875 in 2016 to encourage biosimilar utilization throughout the state; and

Whereas, unlike generics, which account for 90% of prescriptions, biosimilars make up only 2% of the U.S. market; and

Whereas, increased use of biosimilars is estimated to save state Medicaid programs between \$417 million and \$1.2 billion annually, and commercial payers \$1.2 to \$3.3 billion annually; and

Whereas anti-competitive behaviors, such as contracts that prevent biosimilars from being included on formularies, and misaligned incentives for providers are inhibiting patient access to, and system savings from, biosimilars:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundredth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby hold that biosimilar medicines are a critical tool in preventing, treating, and curing disease, as well as lowering spending on specialty medicines; and

Be It Further Resolved that the state of Missouri examine potential savings of enhanced use of biosimilars to its Medicaid and state employee health care programs in order to reduce drug costs; and

Be It Further Resolved that Missouri should evaluate Medicaid and state employee formulary coverage of biosimilars and examine provider reimbursement policies for biosimilars; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to send a properly inscribed copy of this resolution to the Governor, the Director of the Division of MO HealthNet, and the Board of Trustees of Missouri Consolidated Health Care Plan.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and ordered printed:

SB 965—By O’Laughlin.

An Act to repeal sections 190.098, 193.015, 195.070, 195.100, 208.152, 334.104, 334.108, 335.016, 335.019, 335.046, 335.051, 335.056, 335.076, 335.086, 335.175, 338.010, 338.198, and 630.175, RSMo, and to enact in lieu thereof twenty new sections relating to advanced practice registered nurses.

SB 966—By O’Laughlin.

An Act to repeal sections 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof three new sections relating to reading success in schools.

SB 967—By Cierpiot.

An Act to repeal section 620.1580, RSMo, relating to the department of economic development.

SB 968—By Cierpiot.

An Act to amend chapter 104, RSMo, by adding thereto one new section relating to lump sum elections for state employees.

SB 969—By Riddle.

An Act to authorize the conveyance of certain state property.

SB 970—By Rowden.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to federal regulation of private health insurance, with an emergency clause.

SB 971—By Sater.

An Act to repeal sections 338.015, 376.387, and 376.388, RSMo, and to enact in lieu thereof six new sections relating to payments for prescription drugs.

SB 972—By Wieland.

An Act to repeal sections 376.1040 and 376.1042, RSMo, and to enact in lieu thereof two new sections relating to health insurance.

SB 973—By Wallingford.

An Act to repeal sections 160.805, 210.102, and 630.1000, RSMo, and to enact in lieu thereof three new sections relating to early childhood care and education programs.

SB 974—By Wallingford.

An Act to repeal section 209.030, RSMo, and to enact in lieu thereof one new section relating to blind pensions.

SB 975—By Wallingford.

An Act to repeal sections 204.602 and 204.652, RSMo, and to enact in lieu thereof two new sections relating to utility districts.

SJR 62—By Hoskins.

Joint Resolution submitting to the qualified voters of Missouri an amendment to Article I of the Constitution of Missouri, by adopting one new section relating to the right to hunt and fish.

On motion of Senator Rowden, the Senate recessed until 2:00 p.m.

RECESS

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

SENATE BILLS FOR PERFECTION

Senator Hegeman moved that **SJR 38**, with **SS No. 2** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Hegeman, **SS No. 2** for **SJR 38** was withdrawn rendering **SA 1** moot.

Senator Hegeman offered **SS No. 3** for **SJR 38**, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE JOINT RESOLUTION NO. 38

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.

Senator Hegman moved that **SS No. 3** for **SJR 38** be adopted.

Senator Crawford assumed the Chair.

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

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 3 for Senate Joint Resolution No. 38, Page 22, Section B, Line 11, by inserting after “compactness,” the following: “competitiveness, fairness.”

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

President Kehoe assumed the Chair.

Senator Hegeman moved that **SS No. 3** for **SJR 38**, as amended, be adopted, which motion prevailed.

On motion of Senator Hegeman, **SS No. 3** for **SJR 38**, as amended, was declared perfected and order printed.

On motion of Senator Rowden, the Senate recessed until 5:30 p.m.

RECESS

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

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 3** for **SJR 38**, 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.

REFERRALS

President Pro Tem Schatz referred **SS No. 3** for **SJR 38** to the Committee on Fiscal Oversight.

INTRODUCTIONS OF GUESTS

Senator Rowden introduced to the Senate, representatives of the Missouri Craft Brewers Guild.

Senator Williams introduced to the Senate, Dr. Alan Freeman, Dr. Melissa Tepe, Dr. Catherine Moore, Dr. David Miller, and Wil Franklin, St. Louis.

Senator Arthur introduced to the Senate, Tammy Henderson, Jenny Johnston, Matt Dority, Sheila Tracy, Mike Talboy, Sabin Yenez, Mayor Kathy Rose, Matt Tapp, Jenni Mann, Mike Kellam, Lindsay French, Sam Panettiere, Mike Duffy, Ed Ford and Martin Rucker, II, representatives of the Northland Chamber of Commerce.

Senator Luetkemeyer introduced to the Senate, Mayor Bill McMurray and Tammy Killin, St. Joseph.

Senator Hegeman introduced to the Senate, Mayor Chip Holman, Gower; and Mayor Debbie Roach, Grant City.

Senator Onder introduced to the Senate, Arnie Dienoff, O'Fallon.

Senator Emery introduced to the Senate, Jeff Hull, Kenny Owen and Sharla Wilkerson, Lamar.

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

SENATE CALENDAR

FIFTEENTH DAY—WEDNESDAY, FEBRUARY 5, 2020

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 729-Sater	SB 748-White
SB 730-Sater	SB 749-White
SB 731-Sater	SB 750-White
SB 732-Emery	SB 751-Hough
SB 733-Emery	SB 752-Brown
SB 734-Emery	SB 753-Brown
SB 735-Sifton	SB 754-Luetkemeyer
SB 736-Sifton	SB 755-Sater
SB 737-Sifton	SB 756-Sifton
SB 738-Onder	SB 757-Onder
SB 739-Onder	SB 758-Onder
SB 740-Onder	SB 759-Onder
SB 741-Koenig	SB 760-Burlison
SB 742-Koenig	SB 761-Burlison
SB 743-Eigel	SB 762-Burlison
SB 744-Eigel	SB 763-White
SB 745-Burlison	SB 764-Onder
SB 746-Burlison	SB 765-Onder
SB 747-Burlison	SB 766-Onder

SB 767-Burlison
SB 768-Onder
SB 769-Burlison
SB 770-Hough
SB 771-Wallingford
SB 772-Romine
SB 773-Riddle
SB 774-Brown
SB 775-Schatz
SB 776-Cunningham
SB 777-Wallingford
SB 778-Hoskins
SB 779-Crawford
SB 780-Hough
SB 781-Brown
SB 782-Brown
SB 783-Brown
SB 784-Wallingford
SB 785-Koenig
SB 786-Romine
SB 787-Romine
SB 788-Schupp
SB 789-Schupp
SB 790-Schupp
SB 791-Eigel
SB 792-Eigel
SB 793-Koenig
SB 794-Eigel
SB 795-Hough
SRB 796-Hough
SB 797-Wieland
SB 798-Hoskins
SB 799-Schupp
SB 800-Schupp
SB 801-Koenig
SB 802-Hegeman
SB 803-Crawford
SB 804-Cunningham
SB 805-Hoskins
SB 806-Koenig
SB 807-Crawford
SB 808-Crawford
SB 809-Brown
SB 810-Luetkemeyer

SB 811-Luetkemeyer
SB 812-Sater
SB 813-Sater
SB 814-Nasheed
SB 815-Eigel
SB 816-Crawford
SB 817-Crawford
SB 818-Wallingford
SB 819-Wallingford
SB 820-Burlison
SB 821-Hough
SB 822-Wallingford
SB 823-Wallingford
SB 824-Wallingford
SB 825-Libla
SB 826-White
SB 827-White
SB 828-Hough
SB 829-Hough
SB 830-Cunningham
SB 831-Cunningham
SB 832-Cunningham
SB 833-Luetkemeyer
SB 834-Brown
SB 835-Brown
SB 836-Onder
SB 837-White
SB 838-White
SB 839-Wallingford
SB 840-Arthur
SB 841-Arthur
SB 842-Emery
SB 843-Burlison
SB 844-Burlison
SB 845-Burlison
SB 846-Sater
SB 847-Eigel
SB 848-Eigel
SB 849-Eigel
SB 850-O'Laughlin
SB 851-O'Laughlin
SB 852-Hegeman
SB 853-Crawford
SB 854-Crawford

SB 855-Wieland	SB 900-Sifton
SB 856-Wieland	SB 901-Wallingford
SB 857-Luetkemeyer	SB 902-Wallingford
SB 858-Hegeman	SB 903-Wieland
SB 859-Hegeman	SB 904-Wieland
SB 860-Hegeman	SB 905-Eigel
SB 861-White	SB 906-Libla
SB 862-White	SB 907-Arthur
SB 863-Brown	SB 908-Hough
SB 864-Brown	SB 909-Wallingford
SB 865-Brown	SB 910-Wallingford
SB 866-Brown	SB 911-White
SB 867-Brown	SB 912-Emery
SB 868-Brown	SB 913-Emery
SB 869-Hough	SB 914-Arthur
SB 870-Hough	SB 915-Crawford
SB 871-Nasheed	SB 916-Crawford
SB 872-Crawford	SB 917-Onder
SB 873-Crawford	SB 918-Onder
SB 874-Sater	SB 919-Onder
SB 875-Emery	SB 920-Wieland
SB 876-Libla	SB 921-Wallingford
SB 877-Burlison	SB 922-Luetkemeyer
SB 878-Burlison	SB 923-Sifton
SB 879-Burlison	SB 924-Riddle
SB 880-Rowden	SB 925-Riddle
SB 881-Wieland	SB 926-Walsh
SB 882-Wieland	SB 927-Schatz
SB 883-Hoskins	SB 928-Brown
SB 884-Hoskins	SB 929-Emery
SB 885-Walsh	SB 930-Eigel
SB 886-Walsh	SB 931-Arthur
SB 887-Walsh	SB 932-Onder
SB 888-Koenig	SB 933-Onder
SB 889-Koenig	SB 934-Onder
SB 890-Koenig	SB 935-Wallingford
SB 891-Burlison	SB 936-May
SB 892-Burlison	SB 937-Nasheed
SB 893-Burlison	SB 938-Onder
SB 895-Eigel	SB 939-Onder
SB 896-Eigel	SB 940-Schupp
SB 897-Cierpiot	SB 941-Sater
SB 898-Cunningham	SB 942-Riddle
SB 899-Brown	SB 943-Crawford

SB 944-Williams
 SB 945-Williams
 SB 946-Wieland
 SB 947-Wieland
 SB 948-Wallingford
 SB 949-Riddle
 SB 950-White
 SB 951-Schupp
 SB 952-Williams
 SB 953-Williams
 SB 954-May
 SB 955-Walsh
 SB 956-Onder
 SB 957-Sater
 SB 958-Koenig
 SB 959-Sifton
 SB 960-Emery
 SB 961-Emery
 SB 962-Arthur
 SB 963-O'Laughlin

SB 964-O'Laughlin
 SB 965-O'Laughlin
 SB 966-O'Laughlin
 SB 967-Cierpiot
 SB 968-Cierpiot
 SB 969-Riddle
 SB 970-Rowden
 SB 971-Sater
 SB 972-Wieland
 SB 973-Wallingford
 SB 974-Wallingford
 SB 975-Wallingford
 SJR 55-Eigel
 SJR 56-Burlison
 SJR 57-Onder
 SJR 58-Eigel
 SJR 59-Eigel
 SJR 60-Luetkemeyer
 SJR 61-Nasheed
 SJR 62-Hoskins

HOUSE BILLS ON SECOND READING

HCS for HB 2033
 HB 1450-Schroer
 HCS for HBs 1511 & 1452

HCS for HB 2046
 HB 1467-Pike

THIRD READING OF SENATE BILLS

SS#3 for SJR 38-Hegeman
 (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 552-Wieland
2. SB 575-Eigel
3. SB 600-Luetkemeyer
4. SB 580-Cierpiot
5. SB 609-Sater, with SCS
6. SB 623-Libla
7. SB 592-White

8. SB 525-Emery, with SCS
9. SB 554-Riddle
10. SB 649-Eigel
11. SB 581-Cierpiot, with SCS
12. SB 662-Bernskoetter, with SCS
13. SBs 538, 562 & 601-Libla, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 524-Sater
SB 530-Cunningham, with SCS
SB 539-Libla
SB 553-Wieland, with SA 1 (pending)

SB 557-Schatz, with SCS
SB 591-White, with SCS
SJR 32-Sater

RESOLUTIONS

To be Referred

SCR 41-Sater

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