

# Journal of the Senate

SECOND REGULAR SESSION

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**TWENTY-FIFTH DAY—TUESDAY, FEBRUARY 25, 2020**

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The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Reverend Carl Gauck offered the following prayer:

“But I trust in you, O Lord; I say, “You are my God.” (Psalm 31:14)

Creative God, You have created all that exists and it is incumbent on us to remember that everything that lives and breathes carries Your creative energy and is holy because Your hand is upon all. You give us life that is part of all that we see about us and we ought to rejoice for the kindness and peace that You continue to bring forth and for the gifts from the earth. And for it all we say “Thank You.” 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	Cunningham
Eigel	Emery	Hegeman	Hoskins	Hough	Koenig	Libla
Luetkemeyer	May	Nasheed	O’Laughlin	Onder	Riddle	Rizzo
Rowden	Sater	Schatz	Schupp	Sifton	Wallingford	Walsh
White	Wieland	Williams—31				

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—3

The Lieutenant Governor was present.

**INTRODUCTION OF BILLS**

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

**SB 1041**—By Schupp.

An Act to amend chapter 188, RSMo, by adding thereto one new section relating to pelvic examinations.

**SB 1042**—By Nasheed.

An Act to amend chapters 160 and 213, RSMo, by adding thereto two new sections relating to discriminatory practices by educational institutions.

**SB 1043**—By Emery.

An Act to repeal section 290.500, RSMo, and to enact in lieu thereof one new section relating to the minimum wage.

**SB 1044**—By Crawford.

An Act to repeal section 393.1075, RSMo, and to enact in lieu thereof one new section relating to demand-side programs for gas corporations.

**SB 1045**—By Bernskoetter.

An Act to repeal sections 8.800, 8.805, 8.830, 8.843, 23.295, 30.750, 67.2835, 135.311, 135.710, 135.950, 178.585, 186.019, 290.257, 374.007, 386.040, 386.071, 386.700, 386.710, 386.890, 393.1025, 414.400, 414.406, 414.417, 414.510, 620.010, 620.035, 620.484, 620.490, 620.511, 620.512, 620.513, 640.153, 640.157, 640.160, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, section 167.910 as enacted by house bill no. 1606, ninety-ninth general assembly, second regular session, and section 167.910 as enacted by house bill no. 1415, ninety-ninth general assembly, second regular session, and to enact in lieu thereof forty new sections relating to the reorganization and renaming of certain state agencies.

**REFERRALS**

President Pro Tem Schatz referred **SCS** for **SB 617** to the Committee on Fiscal Oversight.

The Senate observed a moment of silence in memory of Maria Lucas.

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.

**RESOLUTIONS**

Senator Onder offered Senate Resolution No. 1272, regarding Charlotte Davis, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 1273, regarding Michael R. Brown, DO, Smithville, which was adopted.

Senator White offered Senate Resolution No. 1274, regarding the Ninetieth Birthday of Melvin Charles, Eggerman, Lockwood, which was adopted.

## 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, after examination of SCS for **SB 676**, respectfully requests that it be removed from the Senate Consent Calendar in accordance with the provisions of Senate Rule 45.

The Senate observed a moment of silence in memory of Samuel L. Moore, III.

## SENATE BILLS FOR PERFECTION

Senator Eigel moved that **SB 575**, with **SS** 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.

Senator Walsh offered **SA 1** to **SA 1**:

### SENATE AMENDMENT NO. 1 TO SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 575, Page 4, Section 1, Line 23, by inserting after all of said line the following:

**“7. (1) Not later than five hundred forty days after the effective date of this section, the labor and industrial relations commission shall prepare and submit to the general assembly a report assessing:**

**(a) The presence of asbestos in residential, commercial, industrial, public, and school buildings; and**

**(b) The extent of exposure and risk to human health associated with the asbestos present in those buildings from all commercial, industrial, and consumer activities that may result in asbestos exposure.**

**(2) The report required under this subsection shall additionally:**

**(a) Be based on the best available information, and information that can feasibly be obtained through surveys or other means; and**

**(b) Provide the following:**

**a. An estimate of the number of residential, commercial, industrial, public, and school buildings in Missouri where asbestos is present;**

**b. An estimate of the quantity of asbestos in those buildings and the portion of that asbestos that is friable;**

**c. A description of the types of building components and systems containing asbestos in those buildings and the categories of mixtures and articles containing asbestos that are present, such as thermal insulation, roofing materials, asbestos cement pipe, and asbestos cement sheet;**

**d. For each category of building, an estimate of the number of people potentially exposed to**

asbestos, the conditions and activities with the greatest potential for exposure, and estimates of the levels of exposure;

e. A description of the role of handling, maintenance, and construction practices in creating exposure to asbestos and the impact of building aging on the potential for asbestos exposure;

f. An estimate of the quantity of asbestos waste generated from building renovation, repair, and demolition for each of the five calendar years preceding the date of submission of the report, and the procedures that are used for the handling, transport, and disposal of that waste;

g. An assessment of the sufficiency of existing statutes, regulations, policies, and programs implemented by state agencies in protecting against exposures to legacy asbestos; and

h. Recommendations for modifications or additions to those statutes, regulations, policies, and programs as necessary to reduce or eliminate risks to human health, including: the inspection of buildings to determine the presence and condition of asbestos; inventorying the presence and condition of asbestos in buildings; the abatement or removal of asbestos from buildings; handling asbestos during building maintenance, repair, demolition, and other commercial and industrial activities with the potential for asbestos exposure; and disposal of asbestos-containing waste and debris.”; and

Further renumber the remaining subsection accordingly.

Senator Walsh moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Arthur, May, Sifton and Williams.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

At the request of Senator Eigel, **SS** for **SB 575** was withdrawn, rendering **SA 1** and **SA 1** to **SA 1** moot.

Senator Eigel offered **SS No. 2** for **SB 575**, entitled:

SENATE SUBSTITUTE NO. 2 FOR  
SENATE BILL NO. 575

An Act to amend chapter 537, RSMo, by adding thereto seven new sections relating to exposure to asbestos.

Senator Eigel moved that **SS No. 2** for **SB 575** be adopted.

Senator Crawford assumed the Chair.

Senator Walsh offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Bill No. 575, Page 1, Section 537.880, Line 18, by inserting after “benefits” the following: “**or a civil action arising out of, based on, or related to the health effects of exposure to asbestos and any derivative claim made by or on behalf of a person exposed to asbestos or a representative, spouse, parent, child, or other relative of a person that alleges that the health effects were wholly or partially due to exposure suffered while serving as a firefighter**”.

Senator Walsh moved that the above amendment be adopted and requested a roll call vote be taken. She

was joined in her request by Senators Arthur, May, Nasheed, and Rizzo.

**SA 1** failed of adoption by the following vote:

YEAS—Senators

Arthur	Hough	May	Nasheed	Rizzo	Rowden	Sifton
Walsh	Williams—9					

NAYS—Senators

Bernskoetter	Burlison	Cierpiot	Crawford	Cunningham	Eigel	Emery
Hegeman	Hoskins	Koenig	O’Laughlin	Onder	Schatz	White
Wieland—15						

Absent—Senators

Brown	Luetkemeyer	Riddle	Sater	Schupp	Wallingford—6
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Absent with leave—Senator Libla—1

Vacancies—3

Senator Rizzo offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Bill No. 575, Page 1, Section 537.880, Line 18, by inserting after “benefits” the following: **“or a civil action arising out of, based on, or related to the health effects of exposure to asbestos and any derivative claim made by or on behalf of a person exposed to asbestos or a representative, spouse, parent, child, or other relative of a person that alleges that the health effects were wholly or partially due to exposure suffered while serving as a member of any branch of the United States military”**.

Senator Rizzo moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

Senator Crawford assumed the Chair.

Senator Emery assumed the Chair.

President Kehoe assumed the Chair.

Senator Emery assumed the Chair.

President Kehoe assumed the Chair.

At the request of Senator Eigel, **SB 575**, with **SS No. 2** and **SA 2** (pending), was placed on the Informal Calendar.

Senator White moved that **SB 591**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

**SS** for **SCS** was again taken up.

At the request of Senator White, **SS** for **SCS** for **SB 591** was withdrawn.

Senator White offered **SS No. 2** for **SCS** for **SB 591**, entitled:

SENATE SUBSTITUTE NO. 2 FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILL NO. 591

An Act to repeal sections 407.020, 407.025, 510.263, 510.265, 538.205, and 538.210, RSMo, and to enact in lieu thereof eight new sections relating to civil actions, with existing penalty provisions.

Senator White moved that **SS No. 2** for **SCS** for **SB 591** be adopted, which motion prevailed.

On motion of Senator White, **SS No. 2** for **SCS** for **SB 591** was declared perfected and ordered printed.

### RESOLUTIONS

Senator Bernskoetter offered Senate Resolution No. 1275, regarding Ben Wilbers, Jefferson City, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 1276, regarding Jackson Douglas Allmeroth, Jefferson City, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 1277, regarding Don Nikodim, Columbia, which was adopted.

Senator Libla offered Senate Resolution No. 1278, regarding the Sixtieth Birthday of Nathaniel Andrew Ellis, Kennett, which was adopted.

Senator Libla offered Senate Resolution No. 1279, regarding Nathaniel Andrew Ellis, Kennett, which was adopted.

### INTRODUCTION OF GUESTS

Senator Williams introduced to the Senate, Stacy Edwards, St. Louis; Ryana Parks-Shaw, Kansas City; and Kimberly Egonmwan, Chicago; and representatives of Alpha Kappa Alpha Sorority, Inc.

Senator Williams introduced to the Senate, Kevin Bucheck, University City.

Senator Libla introduced to the Senate, Dr. Wesley Payne, President; Dr. Maribeth Payne, Dr. Mairead Ryan-Anderson, Gina Bubanovich, Jennifer Berten, Johnny Boham, Jalishia Draper, Steven (Izzy) Lane, Kristen Ott, Angela Ray, Amy Stradler, Penny Taylor and Bailey Tellez, Three Rivers College, Poplar Bluff.

Senator Nasheed introduced to the Senate, Michelle Sherrod and Glen Campbell, St. Louis City.

Senator White introduced to the Senate, Senior Army Instructor Lieutenant Colonel Dustin K. Elder; and Quinton Tyler, Hannah Burton, Bailey Russell, Lauren Gilpin, Gabe Elder, Zachary Chronister, Jessi DeGonia, Jalynn Smith, Elijah Holloway, Hannah Rearrick and Jager Carter, Webb City High School Junior Army Reserve Officers' Training Corps Rifle Team.

The President introduced to the Senate, Consul General Alan Gogbashian, and representatives of the British Diplomatic Service, Chicago.

Senator Williams introduced to the Senate, former State Representative Joe Adams, University City.

Senator Williams introduced to the Senate, Jessica and Flora Woolbright, and Carla and Lilly Maley, Missouri Coalition Against Domestic and Sexual Violence, St. Louis; and Flora and Lilly were made

honorary pages.

Senator Eigel introduced to the Senate, Dana Hunter, O'Fallon; and Chris Schulz, Chesterfield.

Senator Rizzo introduced to the Senate, representatives of the Raytown, South Kansas City, Grandview, Blue Springs, Independence and Lee's Summit chambers of commerce.

Senator Crawford introduced to the Senate, representatives of Leadership Buffalo.

Senator Libla introduced to the Senate, Braxton Watkins, his parents, Ashley and Colby Reynolds, sister Izzy Reynolds, and Sandra Hooker, Caruthersville.

Senator Hoskins introduced to the Senate, Teacher Lori Peel; Kathy Papreck and Crystal Vestal; and McKenzie Dowell, Avery Evans, Eliza Papreck, Ayla Castaneda and Marisa Vestal, Marshall.

Senator Sifton introduced to the Senate, the Physician of the Day, Dr. Evan S. Schwarz, St. Louis.

On motion of Senator Rowden, the Senate adjourned until February 26, 2020 at 11:00 a.m.

SENATE CALENDAR

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TWENTY-SIXTH DAY—WEDNESDAY, FEBRUARY 26, 2020

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 889-Koenig	SB 906-Libla
SB 890-Koenig	SB 907-Arthur
SB 891-Burlison	SB 908-Hough
SB 892-Burlison	SB 909-Wallingford
SB 893-Burlison	SB 910-Wallingford
SB 895-Eigel	SB 911-White
SB 896-Eigel	SB 912-Emery
SB 897-Cierpiot	SB 913-Emery
SB 898-Cunningham	SB 914-Arthur
SB 899-Brown	SB 915-Crawford
SB 900-Sifton	SB 916-Crawford
SB 901-Wallingford	SB 917-Onder
SB 902-Wallingford	SB 918-Onder
SB 903-Wieland	SB 919-Onder
SB 904-Wieland	SB 920-Wieland
SB 905-Eigel	SB 921-Wallingford

SB 922-Luetkemeyer	SB 962-Arthur
SB 923-Sifton	SB 963-O'Laughlin
SB 924-Riddle	SB 964-O'Laughlin
SB 925-Riddle	SB 965-O'Laughlin
SB 926-Walsh	SB 966-O'Laughlin
SB 927-Schatz	SB 967-Cierpiot
SB 928-Brown	SB 968-Cierpiot
SB 929-Emery	SB 969-Riddle
SB 930-Eigel	SB 970-Rowden
SB 931-Arthur	SB 971-Sater
SB 932-Onder	SB 972-Wieland
SB 933-Onder	SB 973-Wallingford
SB 934-Onder	SB 974-Wallingford
SB 935-Wallingford	SB 975-Wallingford
SB 936-May	SB 976-Sater
SB 937-Nasheed	SB 977-Wallingford
SB 938-Onder	SB 978-Wallingford
SB 939-Onder	SB 979-Wallingford
SB 940-Schupp	SB 980-Nasheed
SB 941-Sater	SB 981-Cierpiot
SB 942-Riddle	SB 982-Cierpiot
SB 943-Crawford	SB 983-Brown
SB 944-Williams	SB 984-Crawford
SB 945-Williams	SB 985-May
SB 946-Wieland	SB 986-May
SB 947-Wieland	SB 987-Williams
SB 948-Wallingford	SB 988-Emery
SB 949-Riddle	SB 989-May
SB 950-White	SB 990-May
SB 951-Schupp	SB 991-Walsh
SB 952-Williams	SB 992-Burlison
SB 953-Williams	SB 993-Burlison
SB 954-May	SB 994-Bernskoetter
SB 955-Walsh	SB 995-Cunningham
SB 956-Onder	SB 996-Onder
SB 957-Sater	SB 997-Bernskoetter
SB 958-Koenig	SB 998-Sifton
SB 959-Sifton	SB 999-Walsh
SB 960-Emery	SB 1000-Onder
SB 961-Emery	SB 1001-Brown



SB 1002-Rizzo	SB 1024-Riddle
SB 1003-White	SB 1025-Emery
SB 1004-Cierpiot	SB 1026-O'Laughlin
SB 1005-Schupp	SB 1027-O'Laughlin
SB 1006-Hoskins	SB 1028-White
SB 1007-Burlison	SB 1029-Sater
SB 1008-Burlison	SB 1030-Williams
SB 1009-Burlison	SB 1031-Nasheed
SB 1010-Sater	SB 1032-Riddle
SB 1011-Williams	SB 1033-Hegeman
SB 1012-Wieland	SB 1034-Cierpiot
SB 1013-Wieland	SB 1035-Emery
SB 1014-Sifton	SB 1036-White
SB 1015-Emery	SB 1037-Walsh
SB 1016-Crawford	SB 1038-Wallingford
SB 1017-Walsh	SB 1039-Wallingford
SB 1018-Rizzo	SB 1040-Wallingford
SB 1019-Rizzo	SB 1041-Schupp
SB 1020-Schatz	SB 1042-Nasheed
SB 1021-O'Laughlin	SB 1043-Emery
SB 1022-O'Laughlin	SB 1044-Crawford
SB 1023-O'Laughlin	SB 1045-Bernskoetter

#### HOUSE BILLS ON SECOND READING

HB 1631-Deaton	HB 2061-Christofanelli
HCS for HB 1959	HCS for HBs 1387 & 1482
HB 1566-Burnett	HB 1418-McGill
HCS for HB 1434	HB 1486-Rehder
HCS for HB 1488	HCS for HB 1868
HB 1348-Baker	HB 1873-Gregory
HCS for HB 1655	HCS for HB 1696
HB 1640-Taylor	HCS for HB 1787

#### THIRD READING OF SENATE BILLS

SB 552-Wieland	SCS for SB 617-Cunningham
SCS for SB 689-Emery	(In Fiscal Oversight)

## SENATE BILLS FOR PERFECTION

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|--------------------------------|--|
| 1. SJR 40-Koenig               | 13. SBs 673 & 560-Brown, with SCS          |
| 2. SB 648-Koenig, with SCS     | 14. SB 677-Luetkemeyer                     |
| 3. SB 664-Burlison             | 15. SB 569-Koenig, with SCS                |
| 4. SB 587-Bernskoetter         | 16. SB 608-May, with SCS                   |
| 5. SB 558-Schatz, with SCS     | 17. SB 632-Hegeman                         |
| 6. SB 529-Cunningham, with SCS | 18. SB 590-Burlison, with SCS              |
| 7. SB 631-Hegeman, with SCS    | 19. SB 559-Schatz, with SCS                |
| 8. SB 531-Wallingford          | 20. SB 583-Arthur, with SCS                |
| 9. SB 594-Hough, with SCS      | 21. SB 646-Koenig                          |
| 10. SB 636-Wieland             | 22. SBs 675 & 705-Luetkemeyer, with SCS    |
| 11. SB 644-Hoskins             | 23. SJRs 48, 41 & 43-Luetkemeyer, with SCS |
| 12. SB 718-White, with SCS     | 24. SB 699-Riddle, with SCS                |

## INFORMAL CALENDAR

## SENATE BILLS FOR PERFECTION

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| SB 523-Sater, with SCS, SS for SCS &<br>SA 3 (pending)             | SB 553-Wieland, with SA 1 (pending)                    |
| SB 524-Sater   | SB 555-Riddle  |
| SB 525-Emery, with SCS, SS for SCS &<br>SA 1 (pending)             | SB 557-Schatz, with SCS                                |
| SB 526-Emery, with SCS   | SB 575-Eigel, with SS#2 & SA 2 (pending)               |
| SB 530-Cunningham, with SCS, SS for SCS<br>& SA 1 (pending)        | SB 581-Cierpiot, with SCS                              |
| SBs 538, 562 & 601-Libla, with SCS,<br>SS for SCS & SA 1 (pending) | SB 592-White   |
| SB 539-Libla, with SA 1 (pending)                                  | SB 618-Wallingford                                     |
|  | SB 649-Eigel   |
|  | SB 670-Hough, with SCS, SS for SCS &<br>SA 1 (pending) |
|  | SJR 32-Sater   |

## CONSENT CALENDAR

Senate Bills

Reported 2/13

SB 619-Wallingford

SB 656-Cierpiot

RESOLUTIONS

Reported from Committee

SCR 28-Luetkemeyer  
SCR 30-Schupp

SCR 32-Bernskoetter  
SCR 33-May

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