

Journal of the Senate

SECOND REGULAR SESSION
SECOND EXTRA SESSION

SECOND DAY—FRIDAY, NOVEMBER 13, 2020

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
November 12, 2020

TO THE SENATE AND HOUSE OF REPRESENTATIVES
OF THE ONE HUNDREDTH GENERAL ASSEMBLY
OF THE STATE OF MISSOURI

I am enclosing a Special Message to all members of the General Assembly. Please read the enclosed message during the Special Session.

Sincerely,
Michael L. Parson
Governor

GOVERNOR'S PROCLAMATION SPECIAL MESSAGE

WHEREAS, the first case of severe acute respiratory syndrome coronavirus 2 ("COVID-19") in the State of Missouri was identified on March 7, 2020, and an emergency declaration in response to the spread of COVID-19 was made on March 13, 2020; and

WHEREAS, since the first case of COVID-19 was identified in Missouri, health care providers from across the state have altered their practices and operations in order to respond to COVID-19, and have provided exceptional care to patients in a rapidly-changing and challenging environment; and

WHEREAS, manufacturers and businesses from across the state have been instrumental in helping the State of Missouri respond to COVID-19, including modifying their operations to provide equipment that has been difficult to obtain from out-of-state suppliers, and remaining open to customers to ensure that citizens can access basic goods and services; and

WHEREAS, health care providers, manufacturers, businesses, and numerous other entities should not be legally penalized for their efforts to help respond to a declared emergency; and

WHEREAS, other fundamental functions of society, such as schools, churches, non-profit organizations, and government must be able to continue to operate in an environment where they can properly serve the public without risk of unnecessary and frivolous litigation; and

WHEREAS, due to COVID-19, the General Assembly was only able to meet in limited fashion during the Second Regular Session of the One Hundredth General Assembly; and

WHEREAS, additional immediate legislative measures must be taken to provide for the economic recovery from COVID-19 by providing liability protection to health care providers, manufacturers, business owners, churches, schools, and nonprofit organizations, among others.

NOW THEREFORE, on the extraordinary occasion that exists in the State of Missouri:

I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution of the State of Missouri, do, hereby amend the matters specifically designated and limited for consideration by the General Assembly in my October 21, 2020 Proclamation to add to those matters the following additional specifically designated and limited matters. The additional specifically designated and limited matters on which the action of the General Assembly is deemed necessary is as follows:

1. To enact legislation amending Section 44.045, RSMo to provide liability protection for health care providers who provide care as necessitated by a declared state of emergency;
2. To add a new section to Chapter 537, RSMo to provide products liability protection for any person who designs, manufactures, labels, sells, distributes, or donates products in direct response to a declared state of emergency;
3. To add a new section to Chapter 537, RSMo to provide premises liability protection for exposure claims related to a declared state of emergency; and
4. To add an Emergency Clause to all legislation enacted by the One Hundredth General Assembly, of the State of Missouri in the Second Extra Session of the Second Regular Session.

Seal

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 12th day of November, 2020.

MICHAEL L. PARSON
GOVERNOR

ATTEST:

JOHN R. ASHCROFT
SECRETARY OF STATE

Also,

GOVERNOR
STATE OF MISSOURI
November 13, 2020

To the Senate of the 100th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Ron T. Darrah as a member of the Missouri State Board of Accountancy, submitted to you on November 5, 2020. Line 3 should be amended to read:

and until his successor is duly appointed and qualified; vice, Ron T. Darrah, reappointed.

Respectfully submitted,

Michael L. Parson

Governor

Also,

GOVERNOR
STATE OF MISSOURI
November 13, 2020

To the Senate of the 100th General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Marga Hoelscher as a member of the Missouri Citizens' Commission on Compensation for Elected Officials, submitted to you on November 5, 2020. Line 1 should be amended to read:

Marga Hoelscher, Independent, 209 East 30th Street, Kansas City, Jackson County,
Respectfully submitted,
Michael L. Parson
Governor

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**.

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 14**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2021.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF BILLS

The following Bill was read the 1st time and ordered printed:

SB 1—By Emery and White.

An Act to repeal section 44.045, RSMo, and to enact in lieu thereof three new sections relating to civil actions arising during a declared state of emergency, with an emergency clause.

RESOLUTIONS

On behalf of Senator Hough, Senator Rowden offered Senate Resolution No. 3, regarding the One Hundredth Birthday of Pauline Taylor, Springfield, which was adopted.

On behalf of Senator Luetkemeyer, Senator Rowden offered Senate Resolution No. 4, regarding Exchange Bank and Trust, Platte City, which was adopted.

On behalf of Senator Schupp, Senator Rowden offered Senate Resolution No. 5, regarding Mary Institute and St. Louis Country Day School, which was adopted.

On behalf of Senator Schupp, Senator Rowden offered Senate Resolution No. 6, regarding Parkway C-2 School District, which was adopted.

On behalf of Senator Schupp, Senator Rowden offered Senate Resolution No. 7, regarding Rose Acres Elementary School, Maryland Heights, which was adopted.

On behalf of Senator Bernskoetter, Senator Rowden offered Senate Resolution No. 8, regarding Dana Keith, Jefferson City, which was adopted.

On motion of Senator Rowden, the Senate adjourned until 8:45 a.m., Tuesday, November 17, 2020.

SENATE CALENDAR

THIRD DAY – TUESDAY, NOVEMBER 17, 2020

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB1-Emery and White

HOUSE BILLS ON SECOND READING

HCS for HB 14

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