

JOURNAL OF THE SENATE
ONE HUNDRED FIRST GENERAL ASSEMBLY
OF THE
STATE OF MISSOURI
FIRST EXTRA SESSION
OF THE
FIRST REGULAR SESSION

FIRST DAY—WEDNESDAY, JUNE 23, 2021

The Senate was called to order in Extra Session by President Kehoe.

Senator Hegeman offered the following prayer:

“Let me hear of your loving kindness in the morning, for I put my trust in you: show me the road that I must walk for I lift my soul to you.”
(Psalm 144:8)

Heavenly Father, You have brought us here safely to do the business we have been called to do in this special session. We pray that You will be with us during this time that our work for the common good, provides ways that are helpful and needed and will be the best work we can provide for the people of this great State of Missouri. Therefore, we pray that the Holy Spirit will be with us in the decisions we make and keep our stress levels to a minimum and help us keep serving You and our people. In Your Holy Name, we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

**COMMUNICATIONS FROM THE
GOVERNOR**

The President laid before the Senate the following proclamation from the Governor, reading of which was waived:

PROCLAMATION

WHEREAS, on May 30, 2021, the General Assembly adjourned pursuant to Article III, Section 20(a) of the Missouri Constitution; and

WHEREAS, Sections 190.800 to 190.839 RSMo authorize the ground ambulance service reimbursement allowance; and

WHEREAS, Sections 198.401 to 198.439 RSMo authorize the nursing facility reimbursement allowance; and

WHEREAS, Sections 208.431 to 208.437 RSMo authorize the Medicaid managed care organization reimbursement allowance; and

WHEREAS, Sections 408.453 to 408.482 RSMo authorize the federal reimbursement allowance (“FRA”); and

WHEREAS, Sections 338.500 to 338.550 RSMo authorize the pharmacy tax; and

WHEREAS, Section 633.401 RSMo authorize the intermediate care facility for the intellectually disabled assessment; and

WHEREAS, such reimbursement allowances, taxes, and assessments are set to expire on September 30, 2021; and

WHEREAS, the General Assembly adjourned without extending the expiration date of such allowances, taxes, and assessments; and

WHEREAS, the calculation of state revenues for the Fiscal Year 2022 state operating budget included the provision of such allowances, taxes, and assessments to fund primary components of the MO HealthNet program; and

WHEREAS, the expiration of such allowances, taxes, and assessments will cost the State of Missouri approximately \$591 million dollars in fiscal year 2022 and approximately \$788 million dollars in fiscal year 2023; and

WHEREAS, the expiration of such allowances, taxes, and assessments will also result in reduced payments from the MO HealthNet program to healthcare providers in the amount of \$1.53 billion dollars in fiscal year 2022 and \$2 billion dollars in fiscal year 2023; and

WHEREAS, the expiration of such allowances, taxes, and assessments would also require the State of Missouri to institute immediate cost-savings measures, including rate decreases, elimination of non-mandatory MO HealthNet programs, and would result in additional fee schedule changes that would be detrimental to the citizens of the State of Missouri, and our healthcare providers; and

WHEREAS, these costs will significantly interfere with the provision of healthcare to Missourians and could cause disruptions in our state healthcare system.

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, by this Proclamation, convene the One Hundred and First General Assembly of the State of Missouri in the First Extra Session of the First Regular Session; and

I HEREBY call upon the Senators and Representatives of said General Assembly to meet in the State Capitol in the City of Jefferson at the hour of 12:00 p.m. on Wednesday, June 23rd, 2021; and

I HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To enact legislation amending Section 190.839 RSMo, in order to extend the expiration of the ground ambulance service reimbursement allowance at least three years beyond the expiration date of September 30, 2021;
2. To enact legislation amending Section 198.439 RSMo, in order to extend the expiration of the nursing facility reimbursement allowance at least three years beyond the expiration date of September 30, 2021;
3. To enact legislation amending Section 208.437 RSMo, in order to extend the expiration of the Medicaid managed care organization reimbursement allowance at least three years beyond the expiration date of September 30, 2021;
4. To enact legislation amending Section 208.480 RSMo, in order to extend the expiration of the FRA at least three years beyond the expiration date of September 30, 2021;
5. To enact legislation amending Section 338.550 RSMo, in order to extend the expiration of the pharmacy tax at least three years beyond the expiration date of September 30, 2021;
6. To enact legislation amending Section 633.401 RSMo, in order to extend the expiration of the intermediate care facility for the intellectually disabled assessment at least three years beyond the expiration date of September 30, 2021;
7. To enact legislation amending subdivision (12) of subsection 1 of Section 208.152 RSMo, to exclude “abortifacient drugs or devices” from family planning services, and to further define “abortifacient drugs or devices” to include the following when prescribed and intended for family planning: mifepristone in a regimen with or without misoprostol when used to induce an abortion; misoprostol alone when used to induce an abortion; levonorgestrel (Plan B) when used to induce an abortion; ulipristal acetate (ella) or other

progesterone antagonists when used to induce an abortion; an intrauterine device (IUD) or a manual vacuum aspirator (MVA) when used to induce an abortion; or any other drug or device approved by the federal Food and Drug Administration that is intended to cause the destruction of an unborn child, as defined in section 188.015;

- 8. To enact legislation amending Section 208.659 RSMo, in order to exclude a provider from reimbursement under the uninsured women’s health program if such provider is an abortion facility, as defined in section 188.015, or any affiliate or associate thereof;
- 9. To allow the Senate to consider appointments to boards, commissions, departments, and divisions that require the advice and consent of the Senate; and
- 10. Such additional and other matters as may be recommended by the Governor by special message to the General Assembly after it shall have been convened.

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 22nd day of June, 2021.

SEAL

/s/ MICHAEL L. PARSON
GOVERNOR

ATTEST:

/s/ JAY ASHCROFT
SECRETARY OF STATE

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

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Brown	Cierpiot	Eigel
Gannon	Hegeman	Hoskins	Koenig	Luetkemeyer	Moon	Mosley
O’Laughlin	Onder	Razer	Rehder	Riddle	Rizzo	Rowden
Schatz	White	Wieland	Williams—25			

Absent—Senators—None

Absent with leave—Senators

Brattin	Burlison	Crawford	Eslinger	Hough	May	Roberts
Schupp	Washington—9					

Vacancies—None

The Lieutenant Governor was present.

Senator Rowden announced that photographers from KRCG-TV, ABC-17 News, and the Associated Press were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

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

SENATE RESOLUTION NO. 1

BE IT RESOLVED, by the Senate of the One Hundred First General Assembly of the State of Missouri, First Regular Session, that the

Secretary of the Senate inform the House of Representatives that the Senate is duly convened in the First Extraordinary Session of the First Regular Session and is ready for 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 of the One Hundred First General Assembly of the State of Missouri, First Regular Session, that the rules adopted by the One Hundred First General Assembly, First Regular Session, be declared the rules of the First Extra Session of the First Regular Session.

On behalf of Senator May, Senator Rizzo offered Senate Resolution No. 3, regarding the death of Lawanda Joyce Manning, which was adopted.

INTRODUCTION OF BILLS

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

SB 1—By Hegeman.

An Act to repeal sections 190.839, 198.439, 208.152, 208.437, 208.480, 208.659, 338.550, and 633.401, RSMo, and to enact in lieu thereof eight new sections relating to health care.

SB 2—By Hegeman.

An Act to repeal sections 208.152 and 208.659, RSMo, and to enact in lieu thereof two new sections relating to family planning services.

SB 3—By Hegeman.

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.

SB 4—By Rizzo, Beck, Williams, Razer, Schupp and Arthur.

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 health care.

SB 5—By Hoskins.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

COMMUNICATIONS

Senator Rizzo submitted the following:

June 23, 2021

Adriane Crouse – Secretary of the Senate

State Capitol, Room 325

Jefferson City, Missouri 65101

Dear Adriane:

Pursuant to the provisions of section 21.900 RSMo and in my capacity as minority floor leader, I hereby remove myself from the Joint Committee on Agriculture. I also hereby appoint Senator Doug Beck to fill that vacancy.

Sincerely,



Senator John Rizzo

Minority Floor Leader

District 11

Also,

June 23, 2021

Adriane Crouse – Secretary of the Senate

State Capitol, Room 325

Jefferson City, Missouri 65101

Dear Adriane:

Pursuant to the provisions of section 620.2200 RSMo and in my capacity as minority floor leader, please consider this correspondence to be my appointment of Thomas Andrew Peters of Springfield, Missouri to the Missouri Route 66 Centennial Commission.

Sincerely,



Senator John Rizzo

Minority Floor Leader

District 11

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

SENATE CALENDAR

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SECOND DAY—THURSDAY, JUNE 24, 2021

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1-Hegeman

SB 2-Hegeman

SB 3-Hegeman

SB 4-Rizzo, et al

SB 5-Hoskins

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