

Journal of the Senate

FIRST REGULAR SESSION

NINETEENTH DAY—TUESDAY, FEBRUARY 9, 2021

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Carl Gauck offered the following prayer:

“Those of steadfast mind you keep in peace – in peace because they trust you.” (Isaiah 26:3)

Almighty God, we know that if our efforts to truly follow You were traced, it would be a jagged course like the electro cardiogram, we would have high moments of truly following Your path for us and low valleys of failures. Yet in our lives we seek to become more consistent in our efforts that goodness and kindness will be produced. So, we ask Lord grant us the courage to change and humility to be Your child. 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	Bean	Beck	Bernskoetter	Brattin	Brown	Burlison
Cierpiot	Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins
Hough	Koenig	Luetkemeyer	May	Moon	Mosley	Onder
Razer	Rehder	Riddle	Rizzo	Roberts	Schatz	Schupp
Washington	White	Wieland	Williams—32			

Absent—Senators—None

Absent with leave—Senators

O’Laughlin Rowden—2

Vacancies—None

The Lieutenant Governor was present.

CONCURRENT RESOLUTIONS

Senator Moon offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 9

Whereas, motorcycle ridership has continued to increase over time, with registrations growing from 3,826,373 in 1997 to 8,600,936 in 2015; and

Whereas, as of August, 2016, the ongoing National Motorcycle Profiling Survey 2016, conducted by the Motorcycle Profiling Project, found that approximately one-half of the motorcyclists surveyed felt that they had been profiled by law enforcement at least once; and

Whereas, motorcycle profiling means the illegal use of the fact that a person rides a motorcycle or wears motorcycle related apparel as a factor in deciding to stop and question, take enforcement action, arrest, or search a person or vehicle, with or without legal basis under the Constitution of the United States; and

Whereas, complaints surrounding motorcycle profiling have been cited in all fifty states; and

Whereas, nationwide protests to raise awareness and combat motorcycle profiling have been held in multiple states:

Now Therefore Be It Resolved that the members of the Senate of the One Hundred First General Assembly, First Regular Session, the House of Representatives concurring therein, hereby:

(1) Support increased public awareness on the issue of motorcycle profiling;

(2) Encourage collaboration and communication with the motorcycle community and law enforcement to engage in efforts to end motorcycle profiling; and

(3) Urge law enforcement officials to include statements condemning motorcycle profiling in written policies and training materials; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for each law enforcement agency in the state of Missouri.

INTRODUCTION OF BILLS

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

SB 483—By Koenig.

An Act to amend chapter 144, RSMo, by adding thereto one new section relating to taxation.

SB 484—By Gannon.

An Act to repeal section 376.1575, RSMo, and to enact in lieu thereof one new section relating to the credentialing of health care practitioners by health carriers.

SB 485—By Gannon.

An Act to amend chapter 375, RSMo, by adding thereto three new sections relating to air ambulance services, with a delayed effective date.

SB 486—By Razer.

An Act to repeal sections 92.105, 92.111, and 92.115, RSMo, and to enact in lieu thereof three new sections relating to earnings tax.

SB 487—By Onder.

An Act to amend chapter 544, RSMo, by adding thereto one new section relating to the release of a defendant.

SB 488—By May.

An Act to amend chapter 650, RSMo, by adding thereto one new section relating to funding to certain

organizations to deter criminal behavior.

SB 489—By Roberts.

An Act to repeal sections 362.105, 369.144, and 370.070, RSMo, and to enact in lieu thereof six new sections relating to financial institutions.

SB 490—By Bernskoetter.

An Act to repeal section 348.500, RSMo, and to enact in lieu thereof one new section relating to family farms.

SB 491—By Bernskoetter.

An Act to repeal sections 281.015, 281.020, 281.025, 281.030, 281.035, 281.037, 281.038, 281.040, 281.045, 281.050, 281.055, 281.060, 281.063, 281.065, 281.070, 281.075, 281.085, and 281.101, RSMo, and to enact in lieu thereof nineteen new sections relating to pesticide certification and training, with a delayed effective date.

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

RECESS

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

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HCS** for **HB 16**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

SENATE BILLS FOR PERFECTION

At the request of Senator Hegeman, **SB 1** was placed on the Informal Calendar.

Senator Bernskoetter moved that **SB 37** be taken up for perfection, which motion prevailed.

On motion of Senator Bernskoetter, **SB 37** was declared perfected and ordered printed.

Senator Brown moved that **SB 49**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 49**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 49

An Act to repeal section 306.221, RSMo, and to enact in lieu thereof one new section relating to watercraft.

Was taken up.

Senator Brown moved that **SCS** for **SB 49** be adopted.

Senator Schatz offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 49, Page 1, Section A, Line 3, by inserting after all of said line the following:

“306.030. 1. The owner of each vessel requiring numbering by this state shall file an application for number with the department of revenue on forms provided by it. The application shall contain a full description of the vessel, factory number or serial number, together with a statement of the applicant’s source of title and of any liens or encumbrances on the vessel. For good cause shown the director of revenue may extend the period of time for making such application. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true, and, if satisfied that the applicant is the lawful owner of such vessel, or otherwise entitled to have the same registered in his or her name, shall thereupon issue an appropriate certificate of title over the director’s signature and sealed with the seal of the director’s office, procured and used for such purpose, and a certificate of number stating the number awarded to the vessel. The application shall include a provision stating that the applicant will consent to any inspection necessary to determine compliance with the provisions of this chapter and shall be signed by the owner of the vessel and shall be accompanied by the fee specified in subsection 10 of this section. The owner shall paint on or attach to each side of the bow of the vessel the identification number in a manner as may be prescribed by rules and regulations of the division of water safety in order that it may be clearly visible. The number shall be maintained in legible condition. The certificate of number shall be pocket size and shall be available at all times for inspection on the vessel for which issued, whenever the vessel is in operation. The operator of a vessel in which such certificate of number is not available for inspection by the water patrol division or, if the operator cannot be determined, the person who is the registered owner of the vessel shall be subject to the penalties provided in section 306.210. Vessels owned by the state or a political subdivision shall be registered but no fee shall be assessed for such registration.

2. Each new vessel sold in this state after January 1, 1970, shall have die stamped on or within three feet of the transom or stern a factory number or serial number.

3. The owner of any vessel already covered by a number in full force and effect which has been awarded to it pursuant to then operative federal law or a federally approved numbering system of another state shall record the number prior to operating the vessel on the waters of this state in excess of the sixty-day reciprocity period provided for in section 306.080. The recordation and payment of registration fee shall be in the manner and pursuant to the procedure required for the award of a number under subsection 1 of this section. No additional or substitute number shall be issued unless the number is a duplicate of an existing Missouri number.

4. In the event that an agency of the United States government shall have in force an overall system of identification numbering for vessels within the United States, the numbering system employed pursuant to this chapter by the department of revenue shall be in conformity therewith.

5. All records of the department of revenue made and kept pursuant to this section shall be public records.

6. A permanent certificate of number may be issued upon application and payment of three times the fee specified for the vessel under subsection 10 of this section. Permanent certificates of number shall not be transferred to any other person or vessel, or displayed on any vessel other than the vessel for which it was issued, and shall continue in force and effect until terminated or discontinued in accordance with the provisions of this chapter. Every other certificate of number awarded pursuant to this chapter shall continue in force and effect for a period of three years unless sooner terminated or discontinued in accordance with the provisions of this chapter. Certificates of number may be renewed by the owner in the same manner provided for in the initial securing of the same or in accordance with the

provisions of sections 306.010 to 306.030.

7. The department of revenue shall fix the days and months of the year on which certificates of number due to expire during the calendar year shall lapse and no longer be of any force and effect unless renewed pursuant to this chapter and may stagger such dates in order to distribute the workload.

8. When applying for or renewing a vessel’s certificate of number, the owner shall submit a paid personal property tax receipt for the tax year which immediately precedes the year in which the application is made or the year in which the renewal is due and which reflects that the vessel being renewed is listed as personal property and that all personal property taxes, including delinquent taxes from prior years, have been paid, or a statement certified by the county or township in which the owner’s property was assessed showing that the state and county tangible personal property taxes for such previous tax year and all delinquent taxes due have been paid by the applicant or that no such taxes were due.

9. When applying for or renewing a certificate of registration for a vessel documented with the United States Coast Guard under section 306.016, owners of vessels shall submit a paid personal property tax receipt for the tax year which immediately precedes the year in which the application is made or the renewal is due and which reflects that the vessel is listed as personal property and that all personal property taxes, including delinquent taxes from prior years, have been paid, or a statement certified by the county or township in which the owner’s property was assessed showing that the state and county tangible personal property taxes for such previous tax year and all delinquent taxes due have been paid by the applicant or that no such taxes were due.

10. The fee to accompany each application for a certificate of number is:

For vessels under 16 feet in length	\$25.00
For vessels at least 16 feet in length but less than 26 feet in length	\$55.00
For vessels at least 26 feet in length but less than 40 feet in length	\$100.00
For vessels at least 40 feet and over	\$150.00

11. The certificate of title and certificate of number issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection.

12. For fiscal years ending before July 1, 2019, the first two million dollars collected annually under the provisions of this section shall be deposited into the state general revenue fund. All fees collected under the provisions of this section in excess of two million dollars annually shall be deposited in the water patrol division fund and shall be used exclusively for the water patrol division.

13. Beginning July 1, 2019, the first one million dollars collected annually under the provisions of this section shall be deposited into the state general revenue fund. All fees collected under the provisions of this section in excess of one million dollars annually shall be deposited in the water patrol division fund and shall be used exclusively for the water patrol division.

14. Notwithstanding the provisions of subsection 10 of this section, vessels at least sixteen feet in length but less than twenty-eight feet in length, that are homemade, constructed out of wood, and have a beam of five feet or less, shall pay a fee of fifty-five dollars which shall accompany each application for a

certification number.”; and

Further amend the title and enacting clause accordingly.

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

On motion of Senator Brown, **SCS for SB 49**, as amended, was declared perfected and ordered printed.

RESOLUTIONS

Senator Luetkemeyer offered Senate Resolution No. 79, regarding William Grant English, Parkville, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 80, regarding Robert Steven Hughes Jr., Kansas City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 81, regarding Brady Michael Lise, Lake Waukomis, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 82, regarding Connor Grady Robertson, Parkville, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 83, regarding Charles Samuel “Sammy” Cornelius, Kansas City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 84, regarding Rachael Ingram, Kansas City, which was adopted.

COMMUNICATIONS

Senator Rizzo submitted the following:

February 9, 2021

Adriane Crouse - Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Adriane:

Please let this correspondence serve as the appointment of members of the minority caucus to various joint committees for which the statute authorizing the committee makes me the appointing authority as minority floor leader:

Joint Committee on Agriculture: Pursuant to section 21.900, I appoint Senator Greg Razer to a vacant minority caucus slot.

Joint Committee on Child Abuse and Neglect: Pursuant to section 21.771, I appoint Senator Jill Schupp and Senator Lauren Arthur to fill vacant minority caucus slots.

Joint Committee on Governmental Accountability: Pursuant to section 21.820, I appoint Senator Angela Mosley, Senator Steve Roberts and Senator Greg Razer to vacant minority caucus slots.

Joint Committee on the Justice System: Pursuant to section 21.880, I appoint Senator Barbara Washington to a vacant minority caucus slot. In addition, by operation of section 21.880, Senator Karla May is on this committee as the ranking minority member on the Senate Committee on Judiciary and Civil and Criminal Jurisprudence.

Sincerely,



John J. Rizzo - Minority Floor Leader

INTRODUCTION OF GUESTS

Senator May introduced to the Senate, Elaina Newton.

Senator Bernskoetter introduced to the Senate, Missouri FFA State President, Justin Eddy, Rocheport; and Vice Presidents: Lauren Gilbert, Oldfield; Erin Heinecke, Paris; Kiersten Helm, Mayview; Rachel Holts, Dawn; Kaylee Lower, Collins; Anna Milazzo, Galt; Madison Moll, St. Mary; Dakota Pemberton, Richland; Lauryn Robnett, Laddonia; Cade Shepherd, Mt. Vernon; Ricanna Spargo, Naylor; Colin Wilburn, Laddonia; and Felicity Cantrell, Seymour. State Officer Mentor, Kensie Darst, Aurora; and additional officers, State 1st Vice President, Mackenzie Porter, Harrisonville; State Secretary, Jenna Perry, Liberal; and advisor, Keith Dietzschold.

Senator Cierpiot, introduced to the Senate, Kiersten Helm, Blue Springs.

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

SENATE CALENDAR

TWENTIETH DAY—WEDNESDAY, FEBRUARY 10, 2021

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 351-Koenig	SB 375-Eigel
SB 352-Koenig	SB 376-Hegeman
SB 353-Moon	SB 377-Eslinger
SB 354-Hoskins	SB 378-Onder
SB 355-Hoskins	SB 379-O’Laughlin
SB 356-May	SB 380-Moon
SB 357-Washington	SB 381-Burlison
SB 358-Arthur	SB 382-Burlison
SB 359-Wieland	SB 383-Moon
SB 360-Wieland	SB 384-Brown
SB 361-Wieland	SB 385-Brown
SB 362-Wieland	SB 386-Eslinger
SB 363-Mosley	SB 387-Hough
SB 364-Mosley	SB 388-Burlison
SB 365-Wieland	SB 389-Hegeman
SB 366-Wieland	SB 390-Luetkemeyer
SB 367-Hoskins	SB 391-Moon
SB 368-Arthur	SB 392-Moon
SB 369-White	SB 393-Moon
SB 370-Brown	SB 394-Moon
SB 371-Rizzo	SB 395-Brattin
SB 372-Riddle	SB 396-Brattin
SB 373-Bean	SB 397-Rehder
SB 374-Luetkemeyer	SB 398-Eigel

SB 399-Eigel	SB 443-Moon
SB 400-Onder	SB 444-May
SB 401-Onder	SB 445-May
SB 402-Onder	SB 446-Washington
SB 403-Onder	SB 447-Schupp
SB 404-Riddle	SB 448-Rowden
SB 405-Luetkemeyer	SB 449-Rowden
SB 406-Cierpiot	SB 450-Moon
SB 407-Beck	SB 451-Moon
SB 408-Wieland	SB 452-Moon
SB 409-Koenig	SB 453-Burlison and Luetkemeyer
SB 410-Koenig	SB 454-White
SB 411-Schatz	SB 455-White
SB 412-Moon	SB 456-Schupp
SB 413-Moon	SB 457-Rizzo
SB 414-Brattin	SB 458-Brattin
SB 415-Rehder	SB 459-Brattin
SB 416-Schupp	SB 460-May
SB 417-Schupp	SB 461-Koenig
SB 418-Crawford	SB 462-Koenig
SB 419-Washington	SB 463-Koenig
SB 420-Washington	SB 464-Koenig
SB 421-Bernskoetter	SB 465-Hoskins
SB 422-May	SB 466-Hoskins
SB 423-May	SB 467-Hoskins
SB 424-May	SB 468-Hoskins
SB 425-May	SB 469-Hoskins
SB 426-Moon	SB 470-Hoskins
SB 427-Moon	SB 471-Mosley
SB 428-Razer	SB 472-Schupp and Gannon
SB 429-Brown	SB 473-Brown
SB 430-Brown	SB 474-Bean
SB 431-Bernskoetter	SB 475-Bean
SB 432-Cierpiot	SB 476-May
SB 433-Wieland	SB 477-Eigel
SB 434-Washington	SB 478-Hough
SB 435-Hoskins	SB 479-Hough
SB 436-Hoskins	SB 480-White
SB 437-Hoskins	SB 481-Hough
SB 438-Rehder	SB 482-Beck
SB 439-Hegeman	SB 483-Koenig
SB 440-Washington	SB 484-Gannon
SB 441-Washington	SB 485-Gannon
SB 442-Moon	SB 486-Razer

SB 487-Onder
SB 488-May
SB 489-Roberts
SB 490-Bernskoetter

SB 491-Bernskoetter
SJR 25-Moon
SJR 26-Eslinger

HOUSE BILLS ON SECOND READING

HCS for HBs 85 & 310

THIRD READING OF SENATE BILLS

SS#2 for SCS for SBs 51 &
42-Luetkemeyer

SENATE BILLS FOR PERFECTION

SBs 12, 20, 21, 31, 56, 67 &
68-Onder, with SCS
SB 22-Koenig
SB 26-Eigel
SB 64-Rehder

SB 27-Crawford, with SCS
SB 123-Hough
SB 7-Riddle
SB 38-Bernskoetter

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 1-Hegeman
SB 10-Schatz, with SS (pending)

SBs 55, 23 & 25-O'Laughlin, with SCS

RESOLUTIONS

HCR 20-Plocher (Rowden)

Reported from Committee

SCR 2-Moon

To be Referred

SCR 9-Moon

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