

# Journal of the Senate

FIRST REGULAR SESSION

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**TWENTY-SIXTH DAY—THURSDAY, FEBRUARY 25, 2021**

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The Senate met pursuant to adjournment.

Senator Hoskins in the Chair.

The Reverend Carl Gauck offered the following prayer:

“The Lord has heard my supplication; the Lord accepts my prayer.” (Psalm 6:9)

Loving God, help us to remember that You are more ready to listen to our prayers than we are to pray. Help us to remember that without regular prayer we are in danger of giving into temptation when a crisis arises in our lives. And we would ask, help us to know that by praying we gain the strength to face each day and the challenges it will bring. So Lord “watch our going out and coming in” as we head home to loved ones. 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	O’Laughlin
Onder	Razer	Rehder	Riddle	Rizzo	Roberts	Rowden
Schatz	Schupp	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

**RESOLUTIONS**

Senators Schupp, Williams, Eigel, and Onder offered Senate Resolution No. 121, regarding Saint Louis Crisis Nursery, St. Louis, which was adopted.

Senators May and Williams offered Senate Resolution No. 122, regarding Hazel Erby, St. Louis County, which was adopted.

**INTRODUCTION OF BILLS**

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

**SB 555**—By Hoskins.

An Act to amend chapters 162 and 170, RSMo, by adding thereto two new sections relating to liability claims in educational settings.

**SB 556**—By Hoskins.

An Act to repeal section 67.1471, RSMo, and to enact in lieu thereof one new section relating to the department of economic development.

**SB 557**—By Hoskins.

An Act to amend chapter 290, RSMo, by adding thereto one new section relating to public contracts.

**SB 558**—By Brattin.

An Act to repeal section 204.569, RSMo, and to enact in lieu thereof one new section relating to common sewer districts.

**SB 559**—By Schatz.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to the public right-of-way.

**SB 560**—By Schatz.

An Act to amend chapter 311, RSMo, by adding thereto one new section relating to retail storage and transport of alcohol.

**SB 561**—By Gannon.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to children in the custody of the state.

**SB 562**—By Schupp.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to food banks.

**SB 563**—By Burlison.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to the federal Child and Adult Care Food Program.

**SB 564**—By Rehder.

An Act to repeal section 577.010, RSMo, and to enact in lieu thereof one new section relating to substance use disorder treatment programs, with existing penalty provisions.

**SB 565**—By Moon.

An Act to repeal sections 162.1040, 162.1042, 162.1045, 162.1047, 162.1049, 162.1052, 162.1055, 162.1057, 162.1059, and 162.1190, RSMo, and to enact in lieu thereof two new sections relating to elementary and secondary education.

**SB 566**—By Moon.

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to campus intellectual diversity.

**SB 567**—By White.

An Act to repeal section 144.064, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for the sale of firearms.

**SB 568**—By White.

An Act to repeal sections 571.101 and 571.111, RSMo, and to enact in lieu thereof two new sections relating to concealed carry permits, with existing penalty provisions.

**SB 569**—By Arthur.

An Act to repeal section 43.150, RSMo, and to enact in lieu thereof one new section relating to discipline procedures for the highway patrol, with existing penalty provisions.

**SB 570**—By Hough.

An Act to amend chapter 71, RSMo, by adding thereto one new section relating to broadband infrastructure improvement.

**SJR 28**—By Hegeman.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 3 of article XIII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to compensation of public officials.

**REPORTS OF STANDING COMMITTEES**

Senator Hough, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which was referred **SS No. 2** for **SB 26**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Schatz, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointment, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Randy A. Alewel and Steve Maples, as members of the Missouri Veterans' Commission;

Also,

Rick Holton, Jr., Republican, as a member of the Missouri Development Finance Board;

Also,

Reginald Townsend, as a member of the Kansas City Area Transportation Authority; and

Deborah Lynn Price, Independent, as a member of the Harris-Stowe State University Board of Regents.

Senator Schatz requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Schatz moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments and reappointment, which motion prevailed.

### THIRD READING OF SENATE BILLS

**SS No. 2 for SB 26**, introduced by Senator Eigel, entitled:

#### SENATE SUBSTITUTE NO. 2 FOR SENATE BILL NO. 26

An Act to repeal sections 67.030, 84.400, 557.045, and 574.085, RSMo, and to enact in lieu thereof seven new sections relating to public safety, with penalty provisions.

Was taken up.

Senator Rowden assumed the Chair.

On motion of Senator Eigel, **SS No. 2 for SB 26** was read the 3rd time and passed by the following vote:

#### YEAS—Senators

Bean	Beck	Bernskoetter	Brattin	Brown	Burlison	Cierpiot
Crawford	Eigel	Eslinger	Gannon	Hegeman	Hoskins	Hough
Koenig	Luetkemeyer	Moon	O’Laughlin	Rehder	Riddle	Rowden
Schatz	White	Wieland—24				

#### NAYS—Senators

Arthur	May	Mosley	Razer	Rizzo	Roberts	Schupp
Washington	Williams—9					

Absent—Senator Onder—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On the motion of Senator Eigel, title to the bill was agreed to.

Senator Eigel moved that the vote by which the bill passed be reconsidered.

Senator Rowden moved that motion lay on the table, which motion prevailed.

President Pro Tem Schatz assumed the Chair.

**REPORTS OF STANDING COMMITTEES**

Senator Hegeman, Chairman of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **SB 128**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Wieland, Chairman of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 6**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 106**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 4**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Riddle, Chairman of the Committee on Professional Registration, submitted the following report:

Mr. President: Your Committee on Professional Registration, to which was referred **SB 9**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Koenig, Chairman of the Committee on Ways and Means, submitted the following report:

Mr. President: Your Committee on Ways and Means, to which was referred **SB 153**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Eigel, Chairman of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **SB 91**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 283**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 119**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Crawford, Chairman of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 149**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SJR 2**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 137**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cierpiot, Chairman of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 108**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 141**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 163**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Bernskoetter, Chairman of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following reports:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 40**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 301**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Burlison, Chairman of the Committee on Small Business and Industry, submitted the following report:

Mr. President: Your Committee on Small Business and Industry, to which was referred **SB 333**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator White, Chairman of the Committee on Seniors, Families, Veterans and Military Affairs, submitted the following reports:

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 120**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Seniors, Families, Veterans and Military Affairs, to which was referred **SB 327**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown, Chairman of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 289**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 176**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 46**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chairman of the Committee on the Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 3**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on the Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 212**, begs leave to report that it has considered the same and recommends that the bill do pass.

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

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 27** and **SS** for **SB 64**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 3**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Rowden assumed the Chair.

President Kehoe assumed the Chair.

**SECOND READING OF SENATE BILLS**

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

**SB 401**—Insurance and Banking.

**SB 402**—Judiciary and Civil and Criminal Jurisprudence.

**SB 403**—Health and Pensions.

**SB 404**—Local Government and Elections.

**SB 405**—Ways and Means.

**SB 406**—Commerce, Consumer Protection, Energy and the Environment.

**SB 407**—Small Business and Industry.

**SB 408**—General Laws.

**SB 409**—Rules, Joint Rules, Resolutions and Ethics.

**SB 410**—Ways and Means.

**SB 411**—Local Government and Elections.

**SB 412**—Agriculture, Food Production and Outdoor Resources.

**SB 413**—Commerce, Consumer Protection, Energy and the Environment.

**SB 414**—Local Government and Elections.

**SB 415**—Judiciary and Civil and Criminal Jurisprudence.

**SB 416**—Small Business and Industry.

**SB 417**—Rules, Joint Rules, Resolutions and Ethics.

**SB 418**—Economic Development.

**SB 419**—Judiciary and Civil and Criminal Jurisprudence.

**SB 420**—Transportation, Infrastructure and Public Safety.

**SB 421**—Education.

**SB 422**—Insurance and Banking.

**SB 423**—General Laws.

**SB 424**—Education.

**SB 425**—Judiciary and Civil and Criminal Jurisprudence.

**SB 426**—Governmental Accountability and Fiscal Oversight.

**SB 427**—Agriculture, Food Production and Outdoor Resources.

**SB 428**—Ways and Means.

**SB 429**—Transportation, Infrastructure and Public Safety.



- SB 430**—Judiciary and Civil and Criminal Jurisprudence.
- SB 431**—Governmental Accountability and Fiscal Oversight.
- SB 432**—Judiciary and Civil and Criminal Jurisprudence.
- SB 433**—General Laws.
- SB 434**—Progress and Development.
- SB 435**—Small Business and Industry.
- SB 436**—Ways and Means.
- SB 437**—Economic Development.
- SB 438**—Seniors, Families, Veterans & Military Affairs.
- SB 439**—Governmental Accountability and Fiscal Oversight.
- SB 440**—Judiciary and Civil and Criminal Jurisprudence.
- SB 441**—Seniors, Families, Veterans & Military Affairs.
- SB 442**—Seniors, Families, Veterans & Military Affairs.
- SB 443**—Health and Pensions.
- SB 444**—Insurance and Banking.
- SB 445**—Health and Pensions.
- SB 446**—Judiciary and Civil and Criminal Jurisprudence.
- SB 447**—Health and Pensions.
- SB 448**—Education.
- SB 449**—Agriculture, Food Production and Outdoor Resources.
- SB 450**—Health and Pensions.
- SB 451**—Ways and Means.
- SB 452**—Transportation, Infrastructure and Public Safety.
- SB 453**—General Laws.
- SB 454**—Seniors, Families, Veterans & Military Affairs.
- SB 455**—Judiciary and Civil and Criminal Jurisprudence.
- SB 456**—Insurance and Banking.
- SB 457**—Progress and Development.
- SB 458**—Health and Pensions.
- SB 459**—Seniors, Families, Veterans & Military Affairs.
- SB 460**—Governmental Accountability and Fiscal Oversight.
- SB 461**—Economic Development.

**SB 462**—Local Government and Elections.

**SB 463**—Seniors, Families, Veterans & Military Affairs.

**SB 464**—Governmental Accountability and Fiscal Oversight.

**SB 465**—Economic Development.

**SB 466**—Economic Development.

**SB 467**—Appropriations.

**SB 468**—Economic Development.

**SB 469**—Economic Development.

**SB 470**—Local Government and Elections.

**SB 471**—Transportation, Infrastructure and Public Safety.

**SB 472**—Insurance and Banking.

**SB 473**—Professional Registration.

**SB 474**—Insurance and Banking.

**SB 475**—Insurance and Banking.

**SJR 25**—Governmental Accountability and Fiscal Oversight.

**SJR 26**—Insurance and Banking.

**SJR 27**—Local Government and Elections.

### **MESSAGES FROM THE HOUSE**

The following message was 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 passed **HB 345**, entitled:

An Act to repeal sections 435.415 and 537.065, RSMo, and to enact in lieu thereof two new sections relating to civil actions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

### **INTRODUCTION OF GUESTS**

Senator Burlison introduced to the Senate, Will Cox, Springfield.

Senator May introduced to the Senate, Hazel Erby, St. Louis County.

President Kehoe introduced to the Senate, Jeff Schrag, Springfield.

On the motion of Senator Rowden, the Senate adjourned until 4:00 p.m., Monday, March 1, 2021.

SENATE CALENDAR

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TWENTY-SEVENTH DAY—MONDAY, MARCH 1, 2021

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FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 476-May	SB 505-Brattin
SB 477-Eigel	SB 506-Bean
SB 478-Hough	SB 507-Bean
SB 479-Hough	SB 508-Bean
SB 480-White	SB 509-Washington
SB 481-Hough	SB 510-Brown
SB 482-Beck	SB 511-Hegeman
SB 483-Koenig	SB 512-Hough
SB 484-Gannon	SB 513-Hough
SB 485-Gannon	SB 514-Onder
SB 486-Razer	SB 515-Gannon
SB 487-Onder	SB 516-Gannon
SB 488-May	SB 517-Gannon
SB 489-Roberts	SB 518-Gannon
SB 490-Bernskoetter	SB 519-Riddle
SB 491-Bernskoetter	SB 520-Roberts
SB 492-Brattin	SB 521-Roberts
SB 493-Gannon	SB 522-Koenig
SB 494-Eslinger	SB 523-White
SB 495-Roberts	SB 524-White
SB 497-Hough and Hegeman	SB 525-Arthur
SB 498-Hough	SB 526-Hegeman
SB 499-Schupp	SB 527-Hough
SB 500-Schupp	SB 528-White
SB 501-Wieland	SB 529-Cierpiot
SB 502-Moon	SB 530-Crawford
SB 503-Moon	SB 531-Schupp
SB 504-Rehder	SB 532-Rehder

SB 533-Rehder	SB 553-Gannon
SB 534-Rehder	SB 554-Eigel
SB 535-Gannon	SB 555-Hoskins
SB 536-Hough	SB 556-Hoskins
SB 537-Burlison	SB 557-Hoskins
SB 538-Burlison	SB 558-Brattin
SB 539-Burlison	SB 559-Schatz
SB 540-Burlison	SB 560-Schatz
SB 541-Brown	SB 561-Gannon
SB 542-Washington	SB 562-Schupp
SB 543-Washington	SB 563-Burlison
SB 544-Brattin	SB 564-Rehder
SB 545-Williams	SB 565-Moon
SB 546-Crawford	SB 566-Moon
SB 547-Hoskins	SB 567-White
SB 548-Hoskins	SB 568-White
SB 549-Hoskins	SB 569-Arthur
SB 550-Schupp	SB 570-Hough
SB 551-May	SJR 28-Hegeman
SB 552-May	

#### HOUSE BILLS ON SECOND READING

HCS for HBs 85 & 310	HCS for HB 362
HCS for HB 350	HCS for HB 59
HB 153-Rone	HCS for HBs 547 & 752
HCS for HB 574	HCS for HB 334
HB 476-Grier	HB 345-DeGroot
HCS for HB 271	

#### THIRD READING OF SENATE BILLS

SS for SCS for SB 27-Crawford	SS for SB 64-Rehder
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#### SENATE BILLS FOR PERFECTION

1. SB 123-Hough	3. SB 38-Bernskoetter
2. SB 7-Riddle	4. SB 89-Wieland

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|---------------------------------------|-----------------------------------|
| 5. SB 152-Hoskins, with SCS           | 24. SB 91-Riddle, with SCS        |
| 6. SB 11-Schatz                       | 25. SB 283-Hoskins                |
| 7. SB 43-White, with SCS              | 26. SB 119-Burlison, with SCS     |
| 8. SB 330-Burlison                    | 27. SB 149-Onder                  |
| 9. SB 24-Eigel                        | 28. SJR 2-Onder, with SCS         |
| 10. SB 47-Hough                       | 29. SB 137-Brattin                |
| 11. SB 86-Hegeman                     | 30. SB 108-Cierpiot, with SCS     |
| 12. SB 100-Koenig, with SCS           | 31. SB 141-Bean                   |
| 13. SB 258-White                      | 32. SB 163-Cierpiot               |
| 14. SB 63-Rehder                      | 33. SB 40-Burlison, with SCS      |
| 15. SB 262-Schatz, with SCS           | 34. SB 301-Bernskoetter, with SCS |
| 16. SBs 53 & 60-Luetkemeyer, with SCS | 35. SB 333-Burlison               |
| 17. SB 179-Luetkemeyer                | 36. SB 120-White, with SCS        |
| 18. SB 128-Brown                      | 37. SB 327-Koenig                 |
| 19. SB 6-Wieland                      | 38. SB 289-Brown, with SCS        |
| 20. SB 106-Crawford, with SCS         | 39. SB 176-Hough                  |
| 21. SB 4-Wieland, with SCS            | 40. SB 46-Hough                   |
| 22. SB 9-Riddle                       | 41. SB 3-Hegeman                  |
| 23. SBs 153 & 97-Koenig, with SCS     | 42. SB 212-White                  |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- |   |                                      |
|---|--------------------------------------|
| SB 1-Hegeman  | SB 22-Koenig                         |
| SB 10-Schatz, with SS (pending)   | SS#2 for SCS for SBs 55, 23 & 25, as |
| SBs 12, 20, 21, 31, 56, 67 & 68-Onder, with SCS,<br>SS for SCS & SA 5 (pending) | amended-O'Laughlin, et al            |

RESOLUTIONS

Reported from Committee

SCR 3-Roberts and Moon, with SCS

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