

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SIXTH DAY—TUESDAY, MARCH 22, 2022

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

“It is well with those who deal generously and lend, who conduct their affairs with justice.” (Psalm 112:5)

Heavenly Father, You provide us opportunities to show love and generosity in our actions and our words this day, so let kindness and fairness be expressed by each of us as we seek to deal wholeheartedly with one another. And may we find ways to develop a “spirit de core” that is filled with decorum and caring in all that we do. 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.

Senator Rowden announced photographers from Nexstar Media Group and MissouriNet were given permission to take pictures in the Senate Chamber.

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	Riddle	Rizzo	Roberts	Rowden	Schatz
Schupp	Thompson Rehder	Washington	White	Wieland	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Bean offered Senate Resolution No. 679, regarding Dr. Amy Rowland, Poplar Bluff, which was adopted.

Senator Arthur offered Senate Resolution No. 680, regarding Maegan Ericksen, Liberty, which was adopted.

Senator Rizzo offered Senate Resolution No. 681, regarding Aundrea Denham, Independence, which was adopted.

Senator Cierpiot offered Senate Resolution No. 682, regarding Dr. Marion Pierson, M.D., Kansas City, which was adopted.

Senator Roberts offered Senate Resolution No. 683, regarding Silas Lively, St. Louis, which was adopted.

Senator Hoskins offered Senate Resolution No. 684, regarding Destiny Rohde, Orrick, which was adopted.

Senator Onder offered Senate Resolution No. 685, regarding Natasha Wood, which was adopted.

Senator Beck offered Senate Resolution No. 686, regarding Rachel Sebastian-Asbed, Webster Groves, which was adopted.

Senator Eslinger offered Senate Resolution No. 687, regarding Shelbie Johnson, which was adopted.

Senator Hoskins offered Senate Resolution No. 688, regarding Abigail Williams, Odessa, which was adopted.

Senator O’Laughlin offered Senate Resolution No. 689, regarding Stephanie Mills, Kirksville, which was adopted.

Senator Thompson-Rehder offered Senate Resolution No. 690, regarding Missouri Lineworker Appreciation Day, 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, to which was referred **SS** for **SCS** for **SB 834**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

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.

SENATE BILLS FOR PERFECTION

Senator Mosley moved that **SB 798** be taken up for perfection, which motion prevailed.

Senator Onder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 798, Page 1, Section 208.031, Line 11, by inserting after all of said line the

following:

“208.246. 1. In order to be eligible to participate in the supplemental nutrition assistance program (SNAP), an individual shall comply with the work requirements described in 7 U.S.C. Section 2015(d) and 7 CFR 273.7, unless such individual is otherwise exempt from such requirements under 7 U.S.C. Section 2015(d)(2) and 7 CFR 273.7(b).

2. A nonexempt individual who refuses or fails without good cause, as such term is described in 7 CFR 273.7, to comply with the program’s work requirements shall be ineligible to participate in the program for the duration of the disqualification period and shall be considered an ineligible household member. The disqualification period shall be as follows:

(1) For the first occurrence of noncompliance, the individual shall be disqualified for three months;

(2) For the second occurrence of noncompliance, the individual shall be disqualified for six months; and

(3) For the third occurrence of noncompliance, the individual shall be disqualified permanently.

3. Except in cases of permanent disqualification, an individual may resume participation in the program at the end of a disqualification period if the individual applies again and is in compliance with the program’s work requirements. A disqualified individual may be permitted to resume participation during the disqualification period by becoming exempt from the program’s work requirements.

4. An individual disqualified under the provisions of this section shall be entitled to a fair hearing under 7 CFR 273.7(f) and section 208.080.

5. The department of social services may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senator Onder moved that the above amendment be adopted.

Senator Onder offered SA 1 to SA 1:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Bill No. 798, Page 1, Section 208.246, Line 4, by striking “(SNAP)”;

and
Further amend said amendment and section, page 2, line 32, by striking “may” and inserting in lieu thereof “shall”.

Senator Onder moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Burlison, Eigel, and Moon.

At the request of Senator Mosley, **SB 798**, with **SA 1** and **SA 1 to SA 1** (pending), was placed on the Informal Calendar.

Senator Burlison moved that **SB 667** be taken up for perfection, which motion prevailed.

Senator Burlison offered **SS** for **SB 667**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 667

An Act to repeal sections 188.220, 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof seven new sections relating to public funding of health care.

Senator Burlison moved that **SS** for **SB 667** be adopted.

Senator Hough assumed the Chair.

At the request of Senator Burlison, **SB 667**, with **SS** (pending), was placed on the Informal Calendar.

Senator Thompson Rehder moved that **SB 775**, **SB 751** and **SB 640**, with **SCS**, **SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Brattin, **SA 1** was withdrawn.

Senator Brattin offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 775, 751, and 640, Page 6, Section 566.155, Line 20, by inserting after all of said line the following:

“573.550. 1. A person commits the offense of providing explicit sexual material to a student if such person is affiliated with a public or private elementary or secondary school in an official capacity and, knowing of its content and character, such person provides, assigns, supplies, distributes, loans, or coerces acceptance of or the approval of the providing of explicit sexual material to a student or possesses with the purpose of providing, assigning, supplying, distributing, loaning, or coercing acceptance of or the approval of the providing of explicit sexual material to a student.

2. The offense of providing explicit sexual material to a student is a class A misdemeanor.

3. As used in this section, the following terms shall mean:

(1) “Explicit sexual material”, any pictorial, three-dimensional, or visual depiction, including any photography, film, video, picture, or computer-generated image, showing human masturbation, deviate sexual intercourse as defined in section 566.010, sexual intercourse, direct physical stimulation of genitals, sadomasochistic abuse, or emphasizing the depiction of postpubertal human genitals; provided, however, that works of art, when taken as a whole, that have serious artistic significance, or works of anthropological significance, or materials used in science courses, including but not limited to materials used in biology, anatomy, physiology, and sexual education classes shall not be deemed to be within the foregoing definition;

(2) “Person affiliated with a public or private elementary or secondary school in an official capacity”, an administrator, teacher, librarian, media center personnel, substitute teacher, teacher’s assistant, student teacher, law enforcement officer, school board member, school bus driver, guidance counselor, coach, guest lecturer, guest speaker, or other nonschool employee who is invited to present information to students by a teacher, administrator, or other school employee. Such term shall not include a student enrolled in the elementary or secondary school.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Hough assumed the Chair.

Senator Brattin moved that **SA 2** be adopted, which motion prevailed.

Senator Thompson Rehder moved that **SS** for **SCS** for **SBs 775, 751 and 640**, as amended, be adopted, which motion prevailed.

On motion of Senator Thompson Rehder, **SS** for **SCS** for **SBs 775, 751 and 640**, as amended, was declared perfected and ordered printed.

REFERRALS

President Pro Tem Schatz referred **SS** for **SB 807** and **SS** for **SCS** for **SB 834** and to the Committee on Governmental Accountability and Fiscal Oversight.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Samuel Abraham; James Berlemann; David Cover; Emerson Drinkwitz; Zachary Henderson; Maxwell Herriman; Jacob Jansen; Makyla Johnson; Parker Kettle; Layla Lang; Subella Menser; Charley Mueller; Jonah Parker; Adalynn Rose; his son, Willem Rowden; Jillian Stephens; Beckett Stiles; Mesa Tiemann; and Jase Weirich; and their parents, the students were made honorary pages of the day.

Senator Moon introduced to the Senate, Bette Grande; and former Missouri Senator, David Sater.

Senator Thompson Rehder introduced to the Senate, Vinnie and Rebekah Clubb; Savannah; and Aubrey; and Savannah and Aubrey were made honorary pages of the day, Piedmont and Wayne Co.

Senator White introduced to the Senate, president of the Independent Cattlemen of Missouri, Freddie Keaton; members, Estella Osborn; Lawrence Haflich; Joan Martin; Kristi Wade; Terri Sten; and Jay Wilkins.

Senator Hoskins introduced to the Senate, Marriage and Family Therapy Program and University of Central Missouri faculty, Dr. Adriatik Likcani; Dr. Maxine Notice; Dr. Ryan Peterson; Dr. Fatemeh Nikparvar; Mr. Tim Welch; students, Patricia Lopez Ruiz; Elizabeth Beldi; Kathryn Beard; Janelle Barrett; and former Missouri Senator David Pearce.

Senator White introduced to the Senate, Ozark Christian Academy, Neocho.

On behalf of Senator Rowden, the President introduced to the Senate, Voice of Missouri Tigers, Mike Kelly.

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

SENATE CALENDAR

THIRTY-SEVENTH DAY—WEDNESDAY, MARCH 23, 2022

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1197-Mosley	SB 1221-Eslinger
SB 1198-Mosley	SB 1222-Eslinger
SB 1199-Mosley	SB 1223-Brattin
SB 1200-Gannon	SB 1224-Brattin
SB 1201-Rizzo	SB 1225-Brattin
SB 1202-Koenig	SB 1226-Brattin
SB 1203-Koenig	SB 1227-Brattin
SB 1204-Eigel	SB 1228-Bernskoetter
SB 1205-Washington	SB 1229-Brown
SB 1206-Onder	SB 1230-Washington
SB 1207-Onder	SB 1231-O'Laughlin
SB 1208-Moon	SB 1232-O'Laughlin
SB 1209-May	SB 1233-Roberts
SB 1210-May	SB 1234-Roberts
SB 1211-Bean	SB 1235-May
SB 1212-Crawford	SB 1236-Schatz
SB 1213-Crawford	SB 1237-Schatz
SB 1214-White	SB 1238-Schatz
SB 1215-Schupp	SB 1239-Rizzo
SB 1216-Cierpiot	SB 1240-Brattin
SB 1217-Hegeman	SB 1241-Brattin
SB 1218-Hegeman	SB 1242-Brattin
SB 1219-Gannon	SB 1243-Hegeman
SB 1220-Gannon	SJR 47-Moon

SJR 48-Moon
SJR 49-Mosley
SJR 50-Eigel
SJR 51-Cierpiot
SJR 52-Koenig
SJR 53-Onder

SJR 54-Bernskoetter
SJR 55-Schatz
SJR 56-Schatz
SJR 57-Schatz
SJR 58-Schatz
SJR 59-Brattin

HOUSE BILLS ON SECOND READING

HCS for HJR 91
HB 1878-Simmons
HJR 94-Simmons
HB 1584-Murphy
HCS for HB 2304
HCS for HBs 1897 & 2414
HB 1724-Hudson
HCS for HB 1732
HB 1473-Pike

HB 1481-Dinkins
HB 2366-Shields
HB 1713-Riley
HB 1738-Dogan
HCS for HB 2168
HCS for HBs 1743 & 2185
HB 1541-McGill
HB 1600-Chipman
HB 1725-Hudson

THIRD READING OF SENATE BILLS

SS#2 for SCS for SB 649-Eigel
(In Fiscal Oversight)
SS for SB 807-Hoskins
(In Fiscal Oversight)

SB 710-Beck
SS for SCS for SB 834-Luetkemeyer and
Thompson Rehder (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 758-Hough, with SCS
2. SB 726-Onder
3. SB 761-Brown
4. SB 657-Cierpiot
5. SB 725-Hegeman, with SCS
6. SB 783-Eslinger, with SCS

7. SB 938-White, with SCS
8. SB 931-Koenig, with SCS
9. SJR 46-Cierpiot
10. SB 756-White, with SCS
11. SB 968-Burlison, with SCS
12. SBs 777 & 808-Brattin, with SCS

- 13. SB 683-O’Laughlin, with SCS
- 14. SB 997-Bernskoetter

- 15. SB 650-Eigel

HOUSE BILLS ON THIRD READING

HB 2162-Deaton (Hegeman)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- SB 631-Hegeman, with SCS
- SB 648-Rowden
- SB 663-Bernskoetter, with SCS
- SB 664-Bernskoetter
- SB 665-Bernskoetter, with SS (pending)
- SB 667-Burlison, with SS (pending)
- SB 690-Thompson Rehder
- SBs 698 & 639-Gannon, et al, with SCS,
SA 1 & SA 1 to SA 1 (pending)
- SBs 702, 636, 651, & 693-Eslinger,
with SCS

- SB 732-Hoskins, with SCS
- SB 762-Brown, with SS & SA 4 (pending)
- SB 798-Mosley, with SA 1 & SA 1 to SA 1
(pending)
- SB 823-White, with SS, SA 2 & point of
order (pending)
- SB 850-Bean, with SCS
- SB 869-Koenig
- SJR 39-Luetkemeyer
- SJR 41-Roberts and Mosley

HOUSE BILLS ON THIRD READING

HCS for HB 2117, with SA 1 (pending)
(Bernskoetter)

CONSENT CALENDAR

Senate Bills

Reported 2/24

SB 845-Eslinger

Reported 3/10

SB 718-Washington and Mosley
SB 908-Koenig, with SCS

SB 982-Arthur, with SCS
SB 886-Luetkemeyer, with SCS

RESOLUTIONS

SR 435-Schatz
SR 448-Eigel
SR 453-Eigel
SR 466-Eigel
SR 467-Eigel

SR 468-Hoskins
SR 469-Hoskins
SR 472-White
SR 496-Hoskins
HCR 52-Plocher (Rowden)

Reported from Committee

SCR 27-May
SCR 28-White
SCR 29-Hegeman

SCR 31-Bean
SCR 33-Bean

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