

# Journal of the Senate

SECOND REGULAR SESSION

FIRST EXTRA SESSION

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SEVENTH DAY—MONDAY, OCTOBER 3, 2022

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The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Carl Gauck offered the following prayer:

“Lead me in the path of Your commandments for I delight in it.” (Psalm 119:35)

Heavenly Father, help us this day to accept what You have provided for us and the transitions we are experiencing and the opportunities to experience Your faithfulness. Help us Lord to make places in our hearts for spiritual growth that will allow us to see the good that we can do before us and act accordingly. And may we be mindful always that You are leading us on the path that You have chosen for us. 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 Journals for Wednesday, September 21, 2022, and Friday, September 23, 2022, were read and approved.

Senator White announced photographers from KRCG-13 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	Brown	Cierpiot	Crawford
Eslinger	Gannon	Hegeman	Hoskins	Luetkemeyer	May	Moon
Mosley	Roberts	Rowden	Thompson Rehder	Washington	White	Wieland

Williams—22

Absent—Senators

Koenig	O’Laughlin	Razer	Riddle	Schupp—5
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Absent with leave—Senators

Brattin	Burlison	Eigel	Hough	Onder	Rizzo	Schatz—7
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Vacancies—None

**RESOLUTIONS**

Senator Cierpiot offered Senate Resolution No. 21, regarding the Sixtieth Anniversary of the Blue Springs Chamber of Commerce, Blue Springs, which was adopted.

On behalf of Senator Schupp, Senator Williams offered Senate Resolution No. 22, regarding the St. Louis Kaplan Feldman Holocaust Museum, St. Louis, which was adopted.

Senator Brown offered Senate Resolution No. 23, regarding the One Hundredth Anniversary of the Pulaski County Farm Bureau, which was adopted.

Senator White offered Senate Resolution No. 24, regarding Julie Pagán, Joplin, which was adopted.

On behalf of Senator Hough, Senator Rowden offered Senate Resolution No. 25, regarding Joshua Alden Smith, Springfield, which was adopted.

Senator Williams offered Senate Resolution No. 26, regarding Christina Andrade Melly, University City, which was adopted.

Senator Gannon offered Senate Resolution No. 27, regarding Allison Gill, Arcadia, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 28, regarding Meyers Truck Service, Mexico, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 29, regarding Whitney Schuenemeyer, Troy, which was adopted.

On behalf of Senator Riddle, Senator Rowden offered Senate Resolution No. 30, regarding Keriann Brandt, Monroe City, which was adopted.

Senator Washington offered Senate Resolution No. 31, regarding Community Builders of Kansas City, Kansas City, which was adopted.

On behalf of Senator Schupp, Senator Williams offered Senate Resolution No. 32, regarding the One Hundredth Birthday of Leo F. Bressler, University City, which was adopted.

On behalf of Senator Brattin, Senator Rowden offered Senate Resolution No. 33, regarding Crystal Eldred, Butler, which was adopted.

Senator Bean offered Senate Resolution No. 34, regarding the One Hundredth Birthday of John Rex Tucker, Poplar Bluff, which was adopted.

Senator Arthur offered Senate Resolution No. 35, regarding the death of Caleb Hopkins, Kansas City, which was adopted.

Senator Crawford offered Senate Resolution No. 36, regarding Kevin Sharpe, Buffalo, which was adopted.

Senator Hegeman offered Senate Resolution No. 37, regarding Brighton Kurre, Savannah, which was adopted.

Senator Crawford offered Senate Resolution No. 38, regarding Becky Schofield, Buffalo, which was adopted.

Senator Brown offered Senate Resolution No. 39, regarding Misty Thiel, St. James, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 40, regarding Michele Spitzmiller, Fredericktown, which was adopted.

### **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 **HCS** for **HB 3**, begs leave to report that it has considered the same and recommends that the bill do pass.

### **REFERRALS**

On behalf of President Pro Tem Schatz, Senator Rowden referred **HCS** for **HB 3** to the Committee on Governmental Accountability and Fiscal Oversight.

### **COMMUNICATIONS FROM THE GOVERNOR**

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

#### **GOVERNOR'S PROCLAMATION SPECIAL MESSAGE**

**WHEREAS**, on August 22, 2022, I issued an official call for a special session to make historic income tax cuts and to extend key agriculture tax credit programs for a minimum of six years; and

**WHEREAS**, on Tuesday, September 6, 2022, the First Extraordinary Session of the Second Regular Session of the One Hundred First General Assembly convened; and

**WHEREAS**, agriculture is Missouri's top economic industry by contributing over \$93.7 billion, with over \$55 billion generated from agriculture inputs and \$34 billion in agriculture value-added products; and

**WHEREAS**, Missouri's agriculture industry employs nearly 460,000 citizens that support many of the state's top agricultural commodities including soybeans, corn, cattle and calves, hogs, and turkeys; and

**WHEREAS**, the Show-Me State is 2nd in the United States for number of farms with over 95,000 farms covering two-thirds of the state's total land acreage, nearly all of which are family owned and operated; and

**WHEREAS**, Missouri farmers not only feed Missourians, but also help feed the world by exporting commodities to other countries, providing critical aid while global fuel supply shortages occur surrounding the global Russia-Ukraine crisis; and

**WHEREAS**, in order to further support and promote agricultural opportunities in Missouri and support Missouri family farms, certainty and longevity are needed for our key agriculture programs to attract additional agricultural investment to Missouri; and

**WHEREAS**, Missouri families and farmers would greatly benefit from additional tax reductions to help them manage rising national and global prices; and

**WHEREAS**, additional specific agriculture-related reforms are needed and those reforms have been vetted during the last regular legislative session, are widely supported among members of the Missouri General Assembly, and will also aid in supporting Missouri communities and farmers; and

**WHEREAS**, the Missouri General Assembly recently recognized many of these reforms as requiring immediate action to promote agricultural economic opportunities in the state.

**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 expand the matters specifically designated and limited for consideration by the General Assembly in my August 22, 2022 Proclamation to alter and 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 60.301, RSMo to modify the definition of "Corners of the United States public land survey" to include the words "and center of section"; to modify the definition of "Obliterated, decayed or destroyed corner" by striking the terms "an existing corner" and inserting in lieu thereof the terms "a position"; and to modify the definition of "Double proportionate measurement" by removing the measurement procedure from the definition;

2. To enact legislation amending Section 60.315, RSMo by striking subdivisions (5), (6), and (8) of the section, and inserting in lieu thereof a new subdivision providing for the reestablishment of lost corners on township exteriors;
3. To enact legislation amending Section 60.345, RSMo to insert the term “single” immediately preceding the phrase “proportionate measurement”, striking the term “adjoining” when referring to adjoining section corners, and further providing that the proportional position may be offset;
4. To enact legislation amending Section 143.011, RSMo to reduce the top rate of individual income tax beginning in calendar year 2023, so long as any reduction made in this Section, and when combined with the elimination of tax on taxable income under Section 143.021 and increasing the Missouri standard deduction under Section 143.131, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred sixty-four million dollars when fully implemented;
5. To enact legislation amending Section 143.021, RSMo to eliminate the tax on taxable income of up to four thousand dollars in increments of one thousand dollars beginning on or after January 1, 2023 and allowing the Director of the Missouri Department of Revenue to adjust the tax table accordingly, so long as any reduction made in this Section, and when combined with the reduction of the top rate of individual income tax under Section 143.011 and increasing the Missouri standard deduction under Section 143.131, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred sixty-four million dollars when fully implemented;
6. To enact legislation amending Section 143.131, RSMo to increase the Missouri standard deduction for every tax filer beginning January 1, 2023, with such amounts increasing for every filing status except married filing combined shall be the allowable federal standard deduction plus up to two thousand dollars, and increasing for the filing status of married filing combined shall be the allowable federal standard deduction plus up to four thousand dollars, so long as any reduction made in this Section, and when combined with the reduction of the top rate of individual income tax under Section 143.011 and the elimination of tax on taxable income under Section 143.021, as calculated by the Missouri Office of Administration, does not exceed an estimated net effect on the state general revenue fund of greater than seven hundred sixty-four million dollars when fully implemented;
7. To enact legislation repealing Section 266.355, RSMo in its entirety;
8. To add a new section to Chapter 275, RSMo to establish the state assessment to the Missouri Soybean Merchandising Council based upon the Soybean Promotion, Research, and Consumer Information Act;
9. To enact legislation amending Section 301.010, RSMo to modify the definition of “local log truck” by allowing the truck to operate 150 miles from a forested site, removing the limitation that it carry a load not to exceed twenty-five cubic yards per two axles, and removing the limitation that it may not exceed other weight limitations set forth under Section 304.180; and to modify the definition of “local log truck tractor” by allowing the truck to operate 150 miles from a forested site, removing the limitation that it shall not exceed a weight of 22,400 pounds on one axle or 44,800 pounds on two axles, removing the limitation that it may not exceed other weight limitations set forth under Section 304.180, and removing the penalty for axle weight limit violations;
10. To enact legislation amending Section 301.062, RSMo to remove the one hundred mile radius for local log trucks, and specifying that such trucks may be able to transport forest products outside of the radius from the forested site as specified in Section 301.010, RSMo;
11. To enact legislation amending Section 304.180, RSMo to allow local log trucks and local log truck tractors to operate with a weight not to exceed 22,400 pounds on one axle or 44,800 pounds on any tandem axle;
12. To enact legislation amending Section 304.240, RSMo to establish fines for a load limit violation involving a local log truck or local log truck tractor;
13. To enact legislation amending Section 643.050, RSMo to allow the Air Conservation Commission the power to adopt rules consistent with federal law relating to hazardous air pollutants, and regulations to implement and enforce risk management plans for agricultural facilities that use, store, or sell anhydrous ammonia;
14. To enact legislation amending Section 643.079, RSMo to establish a fee structure for anhydrous ammonia to support the implementation of federal law relating to hazardous air pollutants; and
15. To enact legislation amending Section 643.245, RSMo to establish the “Natural Resources Protection Fund – Anhydrous Ammonia Risk Management Subaccount”.

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 29<sup>th</sup> day of September, 2022.

SEAL

/s/ MICHAEL L. PARSON  
GOVERNOR

ATTEST:

/s/ JAY ASHCROFT  
SECRETARY OF STATE

### 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 **SS** for **SCS** for **SBs 3 & 5**.

Emergency Clause Defeated.

Bill ordered enrolled.

### COMMUNICATIONS

Senator Rizzo submitted the following:

September 30, 2022

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

Dear Adriane:

Pursuant to Senate Rule 12 and in my capacity as minority floor leader, I hereby remove Senator Greg Razer from the Senate Appropriations Committee. In the vacancy created by his removal, I hereby appoint Senator Lauren Arthur to the Senate Appropriations Committee.

Sincerely,



John J. Rizzo

President Pro Tem Schatz submitted the following:

October 3, 2022

Ms. Adriane Crouse  
Secretary of Senate  
State Capitol, Room 325  
Jefferson City, MO 65101

Dear Ms. Crouse:

Due to my absence October 3, 2022, I authorize the Senate Majority Floor Leader to exercise the following duties:

1. Take reports of Standing Committees
2. Refer bills

Sincerely,



Dave Schatz

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

SENATE CALENDAR

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EIGHTH DAY—TUESDAY, OCTOBER 4, 2022

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FORMAL CALENDAR

HOUSE BILLS ON THIRD READING

HCS for HB 3 (In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 1 & 6-Crawford, with SCS

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