

# Journal of the Senate

FIRST REGULAR SESSION

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THIRTY-SEVENTH DAY - MONDAY, MARCH 20, 2023

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The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Senator Arthur offered the following prayer:

“Walk with the wise and become wise, for a companion of fools suffers harm.” (Proverbs 13:20)

Gracious God, as we return from a period of rest and reflection, may we also return with a renewed commitment to seek **wisdom**. To listen and learn from each other. To consider how **others** experience the world—its blessings . . . its hardships . . . and **our role** in them. We are grateful for Your teachings, oh Lord, that open our hearts and our minds. May we use them to follow **Your example** of welcoming those different from us . . . and in doing so, gaining wisdom. Help us, oh Lord, to walk with the wise and become wise. In Your 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, March 8, 2023 and Wednesday, March 15, 2023, were read and approved.

Photographers from Nexstar Media Group, KOMU-8, and the St. Louis Post Dispatch 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	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The Lieutenant Governor was present.

The Senate observed a moment of silence in memory of Detective Sergeant Mason Evans Griffith.

The Senate observed a moment of silence in memory of Jessica Pabst.

### **RESOLUTIONS**

On behalf of the entire membership and himself, Senator Bernskoetter offered Senate Resolution No. 267, regarding the death of Detective Sergeant Mason Evans Griffith, Rosebud, which was adopted.

Senator Washington offered Senate Resolution No. 268, regarding the death of former Kansas City Chiefs wide receiver Otis Taylor Jr., Kansas City, which was adopted.

Senator Washington offered Senate Resolution No. 269, regarding the death of Josephine Elizabeth Nelson, Kansas City, which was adopted.

Senator Moon offered Senate Resolution No. 270, regarding Natalie Sportsman, which was adopted.

Senator May offered Senate Resolution No. 271, regarding Angela Zeng, St. Louis, which was adopted.

Senator Brown (16) offered Senate Resolution No. 272, regarding Isabella Kestle, Rolla, which was adopted.

Senator Brown (16) offered Senate Resolution No. 273, regarding Shay Pelfrey, Rolla, which was adopted.

Senator Brown (16) offered Senate Resolution No. 274, regarding Shelby Ply, Rolla, which was adopted.

On behalf of the entire membership and himself, Senator Schroer offered Senate Resolution No. 275, regarding the death of Jessica Pabst, Lake St. Louis, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 276, regarding the One Hundredth Anniversary of Landgraf Construction Inc., Jackson, which was adopted.

### **SENATE BILLS FOR PERFECTION**

Senator Thompson Rehder moved that **SB 39** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Thompson Rehder offered **SS** for **SB 39**, entitled:

#### **SENATE SUBSTITUTE FOR SENATE BILL NO. 39**

An Act to repeal section 208.152, RSM0, and to enact in lieu thereof three new sections relating to child protection, with a severability clause.

Senator Thompson Rehder moved that **SS** for **SB 39** be adopted.

Senator Crawford assumed the Chair.

Senator Moon offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 39, Page 5, Section 191.1720, Line 73, by inserting after the word “that” the following: “**irreversibly**”.

Senator Moon moved that the above amendment be adopted.

Senator Moon offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO  
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 39, Page 1, Line 3, by striking the word “irreversibly” and inserting in lieu thereof the following: “**irreparably**”.

Senator Moon moved that the above amendment be adopted.

Senator Trent assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Coleman assumed the Chair.

Senator Rowden assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Thompson Rehder, **SS** for **SB 39** was withdrawn, rendering **SA 1** and **SA 1** to **SA 1** moot.

At the request of Senator Thompson Rehder, **SB 39** was placed on the Informal Calendar.

On motion of Senator O’Laughlin, the Senate recessed until 6:00 a.m.

**RECESS**

The time of recess having expired, the Senate was called to order by Senator Rowden.

**SENATE BILLS FOR PERFECTION**

Senator Moon moved that **SB 49**, **SB 236**, and **SB 164**, with **SCS**, **SS** for **SCS**, **SA 1**, and **SA 1** to **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Moon, **SS** for **SCS** for **SB 49**, **SB 236**, and **SB 164** was withdrawn, rendering **SA 1** and **SA 1** to **SA 1** moot.

Senator Moon offered **SS No. 2** for **SCS** for **SBs 49, 236, and 164**, entitled:

SENATE SUBSTITUTE NO. 2 FOR  
SENATE COMMITTEE SUBSTITUTE FOR  
SENATE BILLS NOS. 49, 236 and 164

An Act to repeal sections 208.152, 217.230, and 221.120, RSMo, and to enact in lieu thereof four new sections relating to gender transition procedures.

Senator Moon moved that **SS No. 2** for **SCS** for **SBs 49, 236, and 164** be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Carter, Hoskins, and Schroer.

**SS No. 2** for **SCS** for **SBs 49, 236, and 164** was adopted by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (26th Dist.)	Carter	Cierpiot
Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins
Hough	Koenig	Luetkemeyer	Moon	O'Laughlin	Rowden	Schroer
Thompson Rehder	Trent—23					

NAYS—Senators

Arthur	Beck	May	McCreery	Razer	Rizzo	Williams—7
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Absent—Senators

Brown (16th Dist.)	Mosley	Washington—3
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Absent with leave—Senator Roberts—1

Vacancies—None

On motion of Senator Moon, **SS No. 2** for **SCS** for **SBs 49, 236, and 164** was declared perfected and ordered printed.

Senator Thompson Rehder moved that **SB 39** be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Thompson Rehder offered **SS No. 2** for **SB 39**, entitled:

SENATE SUBSTITUTE NO. 2 FOR  
SENATE BILL NO. 39

An Act to amend chapter 163, RSMo, by adding thereto one new section relating to participation in athletic competition, with a severability clause.

Senator Thompson Rehder moved that **SS No. 2** for **SB 39** be adopted, which motion prevailed.

On motion of Senator Thompson Rehder, **SS No. 2** for **SB 39** was declared perfected and ordered printed.

### MESSAGES FROM THE HOUSE

The following messages were 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 **HCS** for **HBs 47** and **638**, entitled:

An Act to repeal sections 60.401, 60.410, 60.421, 60.431, 60.441, 60.451, 60.471, 60.480, 60.491, and 60.510, RSMo, and to enact in lieu thereof eight new sections relating to land surveys.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 630**, entitled:

An Act to repeal sections 578.018 and 578.030, RSMo, and to enact in lieu thereof three new sections relating to the treatment of animals, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 919** and **1081**, entitled:

An Act to repeal section 105.1500, RSMo, and to enact in lieu thereof three new sections relating to privacy protections, with penalty provisions and an emergency clause for a certain section.

Emergency Clause Defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 668**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to grants to employers for the purpose of enhancing cybersecurity.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 802**, **807**, and **886**, entitled:

An Act to authorize the conveyance of certain state property.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 131**, entitled:

An Act to repeal section 33.100, RSMo, and to enact in lieu thereof one new section relating to state employee pay periods.

In which concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 587**, entitled:

An Act to repeal sections 140.010, 140.190, 140.250, 140.420, 140.980, 140.981, 140.982, 140.983, 140.984, 140.985, 140.986, 140.987, 140.988, 140.991, 140.1000, 140.1006, 140.1009, 140.1012, 141.220, 141.230, 141.250, 141.270, 141.290, 141.300, 141.320, 141.330, 141.360, 141.410, 141.440, 141.500, 141.520, 141.535, 141.540, 141.550, 141.560, 141.570, 141.580, 141.610, 141.620, 141.680, 141.700, 141.820, 141.830, 141.840, 141.850, 141.860, 141.870, 141.880, 141.890, 141.900, 141.910, 141.920, 141.930, 141.931, 141.940, 141.950, 141.960, 141.970, 141.980, 141.984, 141.1009, and 249.255, RSMo, and to enact in lieu thereof forty-six new sections relating to the collection of delinquent taxes, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 715**, entitled:

An Act to repeal section 167.126, RSMo, and to enact in lieu thereof two new sections relating to educational costs of children.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 81**, entitled:

An Act to repeal sections 43.539, 43.540, and 210.493, RSMo, and to enact in lieu thereof five new sections relating to certain required background checks.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

### INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Donna Bouch; and Janet Dabbs, Lake of the Ozark.

Senator Schroer introduced to the Senate, Lily and Josephine Murphy and they were made honorary pages, St. Louis.

On motion of Senator O'Laughlin the Senate adjourned until 4:00 p.m., Tuesday, March 21, 2023.

### SENATE CALENDAR

THIRTY-EIGHTH DAY—TUESDAY, MARCH 21, 2023

### FORMAL CALENDAR

### SECOND READING OF SENATE BILLS

SB 456-Schroer	SB 481-Thompson Rehder
SB 457-Schroer	SB 482-Schroer
SB 458-Coleman	SB 483-Eigel
SB 459-Schroer	SB 484-Eigel
SB 460-Brown (16)	SB 485-Roberts
SB 461-Gannon	SB 486-Williams
SB 462-Gannon	SB 487-Williams
SB 463-Koenig	SB 488-Coleman
SB 464-Luetkemeyer	SB 489-Schroer
SB 465-Schroer	SB 490-Schroer
SB 466-Schroer	SB 491-Cierpiot
SB 467-Schroer	SB 492-Trent
SB 468-Roberts	SB 493-Crawford
SB 469-Hoskins	SB 494-Eslinger
SB 470-Bernskoetter	SB 495-Eslinger
SB 471-Bernskoetter	SB 496-Eslinger
SB 472-Bernskoetter	SB 497-Eigel
SB 473-Hough	SB 498-Eigel
SB 474-Hough	SB 499-Eigel
SB 475-Fitzwater	SB 500-Eigel
SB 476-Trent	SB 501-Eigel
SB 477-Brattin	SB 502-Schroer
SB 478-Cierpiot	SB 503-Thompson Rehder
SB 479-Cierpiot	SB 504-Thompson Rehder
SB 480-Thompson Rehder	SB 505-Thompson Rehder

SB 506-Moon	SB 553-Eslinger
SB 507-Gannon	SB 554-McCreery
SB 508-Brown (26)	SB 555-Bean
SB 509-Arthur	SB 556-Beck
SB 510-Razer	SB 557-Schroer
SB 511-Crawford	SB 558-Schroer
SB 512-McCreery	SB 559-Schroer
SB 513-Hoskins	SB 560-Schroer
SB 514-Hoskins	SB 561-Washington
SB 515-McCreery	SB 562-Washington
SB 516-McCreery	SB 563-Washington
SB 517-Roberts	SB 564-Luetkemeyer
SB 518-Carter	SB 565-Koenig
SB 519-Hoskins	SB 566-Coleman
SB 520-Cierpiot	SB 567-Cierpiot
SB 521-Crawford	SB 568-Black and Cierpiot
SB 522-Brown (26)	SB 569-Trent
SB 523-Bernskoetter	SB 570-Bernskoetter
SB 524-Bernskoetter	SB 571-Rowden
SB 525-Brattin	SB 572-Schroer
SB 526-Brattin	SB 573-Schroer and Luetkemeyer
SB 527-Gannon	SB 574-May
SB 528-Arthur	SB 575-Schroer
SB 529-Brown (16)	SB 576-Schroer
SB 530-Brown (16)	SB 577-O'Laughlin
SB 531-Washington	SB 578-Trent
SB 532-Coleman	SB 579-Washington
SB 533-Coleman	SB 580-Washington
SB 534-Black	SB 581-Washington
SB 535-Fitzwater	SB 582-Washington
SB 536-Fitzwater	SB 583-Washington
SB 537-Fitzwater	SB 584-Razer and McCreery
SB 538-Fitzwater	SB 585-Eigel
SB 539-Trent	SB 586-Crawford
SB 540-Eigel	SB 587-Bean
SB 541-Eigel	SB 588-Hoskins
SB 542-Eigel	SB 589-Koenig
SB 543-Eigel	SB 590-Brattin
SB 544-Eigel	SB 591-Bernskoetter
SB 545-Rowden	SB 592-Roberts
SB 546-Bean	SB 593-May
SB 547-Black	SB 594-Koenig
SB 548-McCreery	SB 595-Thompson Rehder
SB 549-Fitzwater	SB 596-Fitzwater
SB 550-Eslinger	SB 597-Fitzwater
SB 551-Eslinger	SB 598-Brattin
SB 552-Eslinger	SB 599-Bean



SB 600-Schroer	SB 647-Bernskoetter
SB 601-Black	SB 648-Thompson Rehder
SB 602-Coleman	SB 649-Fitzwater
SB 603-Coleman	SB 650-Trent
SB 604-McCreery	SB 651-Eigel
SB 605-McCreery	SB 653-Roberts
SB 606-Trent	SB 654-Eigel
SB 607-Trent	SB 655-Moon
SB 608-Gannon	SB 656-Fitzwater
SB 609-Cierpiot	SB 657-Crawford
SB 610-Eigel	SB 658-Eigel
SB 611-Eigel	SB 659-McCreery
SB 612-Roberts	SB 660-McCreery
SB 613-Arthur	SB 661-McCreery
SB 614-Thompson Rehder	SB 662-McCreery
SB 615-Black	SB 663-Cierpiot
SB 616-Black	SB 664-Gannon
SB 617-Black	SB 665-Gannon
SB 618-Rizzo	SB 666-Black
SB 619-Mosley	SB 667-Eslinger
SB 620-Carter	SB 668-Roberts
SB 621-Koenig	SB 669-Arthur
SB 622-Roberts	SB 670-Arthur
SB 623-McCreery	SB 671-Carter
SB 624-McCreery	SB 672-Carter
SB 625-Razer	SB 673-May
SB 626-May	SB 674-May
SB 627-Trent	SB 675-Washington
SB 628-Trent	SB 676-Washington
SB 629-Black	SB 677-Trent
SB 630-Bernskoetter	SB 678-Trent
SB 631-Schroer	SB 679-Trent
SB 632-Schroer	SB 680-Brown (26)
SB 633-Brown (16)	SB 681-Eigel
SB 634-Black	SB 682-Eigel
SB 635-Beck	SB 683-Trent
SB 636-Brown (16)	SB 684-Luetkemeyer
SB 637-Schroer	SB 685-Coleman
SB 638-Fitzwater	SB 686-Coleman
SB 639-Bernskoetter	SB 687-Coleman
SB 640-Roberts	SB 688-Bernskoetter
SB 641-Washington	SB 689-McCreery
SB 642-Eslinger	SB 690-Roberts
SB 643-Washington	SB 691-Razer
SB 644-Koenig	SB 692-Eigel
SB 645-Fitzwater	SB 693-Eigel
SB 646-Razer	SB 694-Eigel

SB 695-Bean	SB 712-Brown (26)
SB 696-Hoskins	SB 713-Washington
SB 697-Hoskins	SB 714-Washington
SB 698-Hoskins	SB 715-Washington
SB 699-Brattin	SB 716-Washington
SB 700-Luetkemeyer	SB 717-Fitzwater
SB 701-Schroer	SB 718-Fitzwater
SB 702-Beck	SB 719-Fitzwater
SB 703-Eslinger	SB 720-Hoskins
SB 704-Eslinger	SB 721-Roberts
SB 705-Rizzo	SB 722-Washington
SB 706-Koenig	SB 723-Washington
SB 707-Trent	SJR 42-Carter, et al
SB 708- O'Laughlin, et al	SJR 43-Schroer
SB 709-O'Laughlin	SJR 46-Black
SB 710-Moon and Carter	SJR 47-Rizzo
SB 711-Eigel	

#### HOUSE BILLS ON SECOND READING

HCS for HB 184	HCS for HB 253
HCS for HBs 640 & 729	HB 402-Henderson
HCS for HB 417	HB 827-Christofanelli
HCS for HB 268	HB 677-Copeland
HB 415-O'Donnell	HB 585-Owen
HCS for HBs 994, 52 & 984	HCS for HB 461
HB 730-C. Brown	HCS for HB 454
HS for HCS for HB 186	HB 490-Sharpe (4)
HCS for HB 655	HCS for HBs 47 & 638
HCS for HB 154	HB 630-Knight
HCS for HBs 575 & 910	HCS for HBs 919 & 1081
HCS#2 for HB 713	HCS for HB 668
HCS for HBs 903, 465, 430 & 499	HCS for HBs 802, 807 & 886
HCS for HBs 702, 53, 213, 216, 306 & 359	HB 131-Griffith
HCS for HJR 37	HCS for HB 587
HB 70-Dinkins	HCS for HB 715
HB 202-Francis	HB 81-Veit
HCS for HBs 133 & 583	

#### THIRD READING OF SENATE BILLS

SS for SCS for SB 8-Eigel (In Fiscal Oversight)	SS for SCS for SB 133-Moon (In Fiscal Oversight)
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SJR 26-Fitzwater (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- |                                    |  |
|------------------------------------|--|
| 1. SB 247-Brown (16)               | 17. SB 213-Beck                                    |
| 2. SJR 35-Schroer                  | 18. SB 245-Arthur                                  |
| 3. SBs 73 & 162-Trent, with SCS    | 19. SB 214-Beck                                    |
| 4. SB 15-Cierpiot                  | 20. SB 80-Schroer                                  |
| 5. SB 40-Thompson Rehder, with SCS | 21. SB 227-Coleman                                 |
| 6. SB 85-Carter, with SCS          | 22. SB 88-Brown (26), with SCS                     |
| 7. SB 181-Crawford                 | 23. SB 79-Schroer, with SCS                        |
| 8. SB 63-Roberts and Rizzo         | 24. SB 155-Black                                   |
| 9. SB 143-Beck                     | 25. SB 138-Eslinger                                |
| 10. SB 222-Trent                   | 26. SB 38-Williams, with SCS                       |
| 11. SB 157-Black, with SCS         | 27. SBs 167 & 171-Brown (26), with SCS             |
| 12. SBs 56 & 61-Bean, with SCS     | 28. SB 198-Thompson Rehder                         |
| 13. SJR 21-Roberts                 | 29. SB 106-Arthur and Thompson Rehder,<br>with SCS |
| 14. SB 30-Luetkemeyer              | 30. SB 152-Trent                                   |
| 15. SB 136-Eslinger                |  |
| 16. SB 140-Bean, with SCS          |  |

HOUSE BILLS ON THIRD READING

HCS for HJR 43 (Crawford)  
(In Fiscal Oversight)

HCS for HBs 115 & 99 (Eslinger)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

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|--|--|
| SB 5-Koenig, with SCS                                    | SB 105-Cierpiot, with SS & SA 2 (pending)                                |
| SB 21-Bernskoetter, with SCS (pending)                   | SB 110-Bernskoetter  |
| SB 22-Bernskoetter                                       | SB 112-Hough   |
| SB 35-May  | SB 115-Brown (16)  |
| SB 44-Brattin  | SB 117-Luetkemeyer, with SS, SA 1 & SA 1<br>to SA 1 (pending)            |
| SB 81-Coleman, with SCS                                  | SB 131-Brattin, with SCS, SS#2 for SCS,<br>SA 3 & SA 1 to SA 3 (pending) |
| SB 92-Hoskins, with SCS                                  | SB 151-Fitzwater, with SA 2 (pending)                                    |
| SBs 93 & 135-Hoskins, with SCS & SS for<br>SCS (pending) |  |

RESOLUTIONS

SR 22-Roberts

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