

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FIRST DAY - WEDNESDAY, MARCH 6, 2024

The Senate met pursuant to adjournment.

Senator Trent in the Chair.

The Reverend Stephen George offered the following prayer:

"Commit to the Lord whatever you do, and he will establish your plans." (Proverbs 16:3 NIV)

Almighty God, we convene today recognizing that our plans are only truly successful when rooted in Your divine guidance. Help us to be intentional with our words, actions and decisions, and commit them all to You. May Your spirit guide our discussions, inspire our decisions, and lead us to policies that reflect justice, compassion, and the greater good of the people we serve. We ask this In Your Holy Name, 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.

President Kehoe assumed the Chair.

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.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 746, regarding Blake Grupe, Sedalia, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair 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 **SB 1363**, 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.

SENATE BILLS FOR PERFECTION

Senator Brown (26) moved that **SB 818** be taken up for perfection, which motion prevailed.

Senator Brown (26) offered **SS** for **SB 818**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 818

An Act to repeal sections 192.006 and 192.020, RSMo, and to enact in lieu thereof two new sections relating to the rulemaking authority of the department of health and senior services.

Senator Brown (26) moved that **SS** for **SB 818** be adopted.

Senator Hough assumed the Chair.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 818, Page 1, In the Title, Lines 4-5, by striking all of said lines and inserting in lieu thereof the following: “public health, with an emergency clause for certain sections.”; and

Further amend said bill and page, section A, line 3, by inserting after all of said line the following:

“67.308. No [county, city, town or village] **public or private entity** in this state receiving public funds **or any other public accommodation** shall require documentation of an individual having received a vaccination against COVID-19 in order for the individual to access transportation systems [or], **facilities**, services, or any other public accommodations. **As used in this section, public accommodation shall have the same meaning as “places of public accommodation” in section 213.010.**

167.181. 1. The department of health and senior services, after consultation with the department of elementary and secondary education, shall promulgate rules and regulations governing the immunization against poliomyelitis, rubella, rubeola, mumps, tetanus, pertussis, diphtheria, and hepatitis B, to be required of children attending public, private, parochial or parish schools. Such rules and regulations may modify the immunizations that are required of children in this subsection. The immunizations required and the manner and frequency of their administration shall conform to recognized standards of medical practice. The department of health and senior services shall supervise and secure the enforcement of the required immunization program.

2. It is unlawful for any student to attend school unless he has been immunized as required under the rules and regulations of the department of health and senior services, and can provide satisfactory evidence of such immunization; except that if he produces satisfactory evidence of having begun the process of immunization, he may continue to attend school as long as the immunization process is being accomplished in the prescribed manner. It is unlawful for any parent or guardian to refuse or neglect to have his child immunized as required by this section, unless the child is properly exempted.

3. This section shall not apply to any child if one parent or guardian objects in writing to his school administrator against the immunization of the child, because of religious beliefs or medical contraindications. In cases where any such objection is for reasons of medical contraindications, a statement from a duly licensed physician must also be provided to the school administrator.

4. Each school superintendent, whether of a public, private, parochial or parish school, shall cause to be prepared a record showing the immunization status of every child enrolled in or attending a school under his jurisdiction. The name of any parent or guardian who neglects or refuses to permit a nonexempted child to be immunized against diseases as required by the rules and regulations promulgated pursuant to the provisions of this section shall be reported by the school superintendent to the department of health and senior services.

5. The immunization required may be done by any duly licensed physician or by someone under his direction. If the parent or guardian is unable to pay, the child shall be immunized at public expense by a physician or nurse at or from the county, district, city public health center or a school nurse or by a nurse or physician in the private office or clinic of the child's personal physician with the costs of immunization paid through the state Medicaid program, private insurance or in a manner to be determined by the department of health and senior services subject to state and federal appropriations, and after consultation with the school superintendent and the advisory committee established in section 192.630. When a child receives his or her immunization, the treating physician may also administer the appropriate fluoride treatment to the child's teeth.

6. Funds for the administration of this section and for the purchase of vaccines for children of families unable to afford them shall be appropriated to the department of health and senior services from general revenue or from federal funds if available.

7. No student shall be required, as a condition of school attendance or participation in school-sponsored extracurricular activities, to be immunized against COVID-19. No school shall require students to undergo COVID-19 diagnostic testing as an alternative to receiving a COVID-19 vaccination. This subsection shall expire on December 31, 2029.

8. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. 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, 2001, shall be invalid and void.

174.336. No public institution of higher education in this state shall require any student, whether residing on campus or not, to have received a COVID-19 vaccine in order to access educational and other services, including, but not limited to, in-class attendance, school-sponsored extracurricular activities, and access to school buildings and facilities. No public institution of higher education in this state shall require any student to undergo COVID-19 diagnostic testing as an alternative to receiving a COVID-19 vaccination. This section shall expire on December 31, 2029.”; and

Further amend said bill, page 2, section 192.020, line 31, by inserting after all of said line the following:

“210.003. 1. No child shall be permitted to enroll in or attend any public, private or parochial day care center, preschool or nursery school caring for ten or more children unless such child has been adequately immunized against vaccine-preventable childhood illnesses specified by the department of health and senior services in accordance with recommendations of the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices (ACIP), **but until December 31, 2029, not including COVID-19**. The parent or guardian of such child shall provide satisfactory evidence of the required immunizations.

2. A child who has not completed all immunizations appropriate for his or her age may enroll, if:

(1) Satisfactory evidence is produced that such child has begun the process of immunization. The child may continue to attend as long as the immunization process is being accomplished according to the ACIP/Missouri department of health and senior services recommended schedule;

(2) The parent or guardian has signed and placed on file with the day care administrator a statement of exemption which may be either of the following:

(a) A medical exemption, by which a child shall be exempted from the requirements of this section upon certification by a licensed physician that such immunization would seriously endanger the child's health or life; or

(b) A parent or guardian exemption, by which a child shall be exempted from the requirements of this section if one parent or guardian files a written objection to immunization with the day care administrator; or

(3) The child is homeless or in the custody of the children's division and cannot provide satisfactory evidence of the required immunizations. Satisfactory evidence shall be presented within thirty days of enrollment and shall confirm either that the child has completed all immunizations appropriate for his or her age or has begun the process of immunization. If the child has begun the process of immunization, he or she may continue to attend as long as the process is being accomplished according to the schedule recommended by the department of health and senior services.

Exemptions shall be accepted by the day care administrator when the necessary information as determined by the department of health and senior services is filed with the day care administrator by the parent or guardian. Exemption forms shall be provided by the department of health and senior services.

3. In the event of an outbreak or suspected outbreak of a vaccine-preventable disease within a particular facility, the administrator of the facility shall follow the control measures instituted by the local health authority or the department of health and senior services or both the local health authority and the department of health and senior services, as established in Rule 19 CSR 20-20.040, “Measures for the Control of Communicable, Environmental and Occupational Diseases”.

4. The administrator of each public, private or parochial day care center, preschool or nursery school shall cause to be prepared a record of immunization of every child enrolled in or attending a facility under his or her jurisdiction. An annual summary report shall be made by January fifteenth showing the immunization status of each child enrolled, using forms provided for this purpose by the department of health and senior services. The immunization records shall be available for review by department of health and senior services personnel upon request.

5. For purposes of this section, “satisfactory evidence of immunization” means a statement, certificate or record from a physician or other recognized health facility or personnel, stating that the required immunizations have been given to the child and verifying the type of vaccine and the month, day and year of administration.

6. Nothing in this section shall preclude any political subdivision from adopting more stringent rules regarding the immunization of preschool children.

7. All public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child at the time of initial enrollment in or attendance at the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Beginning December 1, 2015, all public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child currently enrolled in or attending the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Any public, private, or parochial day care center, preschool, or nursery school shall notify the parent or guardian of a child enrolled in or attending the facility, upon request, of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed.

213.055. 1. It shall be an unlawful employment practice:

(1) For an employer, because of the race, color, religion, national origin, sex, ancestry, age or disability of any individual:

(a) To fail or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability;

(b) To limit, segregate, or classify his employees or his employment applicants in any way which would deprive or tend to deprive any individual of employment opportunities or otherwise adversely affect his status as an employee, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability;

(2) For a labor organization to exclude or to expel from its membership any individual or to discriminate in any way against any of its members or against any employer or any individual employed by an employer because of race, color, religion, national origin, sex, ancestry, age or disability of any individual; or to limit, segregate, or classify its membership, or to classify or fail or refuse to refer for employment any individual, in any way which would deprive or tend to deprive any individual of employment opportunities, or would limit such employment opportunities or otherwise adversely affect his status as an employee or as an applicant for employment, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability; or for any employer, labor organization, or joint labor-management committee controlling apprenticeship or other training or retraining, including on-the-job training programs to discriminate against any individual because of his race, color, religion, national origin, sex, ancestry, age or disability in admission to, or employment in, any program established to provide apprenticeship or other training;

(3) For any employer or employment agency to print or circulate or cause to be printed or circulated any statement, advertisement or publication, or to use any form of application for employment or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification, or discrimination, because of race, color, religion, national origin, sex, ancestry, age or disability unless based upon a bona fide occupational qualification or for an employment agency to fail or refuse to refer for employment, or otherwise to discriminate against, any individual because of his or her race, color, religion, national origin, sex, ancestry, age as it relates to employment, or disability, or to classify or refer for employment any individual because of his or her race, color, religion, national origin, sex, ancestry, age or disability;

(4) (a) For an employer to require an employee to receive COVID-19 vaccination as a condition of employment without permitting the employee to be exempted from such vaccination requirements because of the employee's religious, moral, ethical, or philosophical beliefs, medical condition, including pregnancy or future pregnancies, or previous exposure to and recovery from COVID-19.

(b) The employer may require the employee seeking the exemption to provide such request in writing. No employer shall require the employee to explain, prove, defend, or otherwise substantiate his or her religious, moral, ethical, or philosophical beliefs or medical conditions relating to requesting the vaccination exemption.

(c) The commission shall develop a form and make such form available to employers and employees to utilize in requesting a vaccination exemption.

(d) No employer shall require an employee who has requested or received a vaccination exemption to undergo COVID-19 diagnostic testing in place of a vaccination.

(e) In the case of a public employer, any record of vaccinations, exemptions, testing, or other related employee information containing identifying information of the employee shall be considered a closed record under chapter 610.

(f) The provisions of this subdivision shall expire December 31, 2029.

2. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for an employer to apply different standards of compensation, or different terms, conditions or privileges of employment pursuant to a bona fide seniority or merit system, or a system which measures earnings by quantity or quality of production or to employees who work in different locations, provided that such differences or such systems are not the result of an intention or a design to discriminate, and are not used to discriminate, because of race, color, religion, sex, national origin, ancestry, age or disability, nor shall it be an unlawful employment practice for an employer to give and to act upon the results of any professionally developed ability test, provided that such test, its administration, or action upon the results thereof, is not designed, intended or used to discriminate because of race, color, religion, national origin, sex, ancestry, age or disability.

3. Nothing contained in this chapter shall be interpreted to require any employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to any individual or to any group because of the race, color, religion, national origin, sex, ancestry, age or disability of such individual or group on account of an imbalance which may exist with

respect to the total number or percentage of persons of any race, color, religion, national origin, sex, ancestry, age or disability employed by any employer, referred or classified for employment by any employment agency or labor organization, admitted to membership or classified by any labor organization, or admitted to or employed in any apprenticeship or other training program, in comparison with the total number or percentage of persons of such race, color, religion, national origin, sex, ancestry, age or disability in any community, state, section, or other area, or in the available workforce in any community, state, section, or other area.

4. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for the state or any political subdivision of the state to comply with the provisions of 29 U.S.C. Section 623 relating to employment as firefighters or law enforcement officers.

Section B. Because of the need to secure the rights of Missourians relating to COVID-19 vaccination requirements, the enactment of section 174.336 and the repeal and reenactment of sections 67.308, 167.181, 210.003, and 213.055 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 174.336 and the repeal and reenactment of sections 67.308, 167.181, 210.003, and 213.055 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

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

Senator Rowden assumed the Chair.

SA 1 was adopted by the following vote:

YEAS—Senators

Bean	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter	Coleman
Eigel	Eslinger	Fitzwater	Gannon	Hoskins	Koenig	Luetkemeyer
Moon	O’Laughlin	Schroer	Trent—18			

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Rowden	Washington	Williams—10				

Absent—Senators

Bernskoetter	Cierpiot	Crawford	Hough	Thompson Rehder—5
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Absent with leave—Senator Roberts—1

Vacancies—None

Senator McCreery offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 818, Page 1, Section A, Line 3, by inserting after all of said line the following:

“1.205. 1. The general assembly of this state finds that:

(1) The life of each human being begins at conception;

(2) Unborn children have protectable interests in life, health, and well-being;

(3) The natural parents of unborn children have protectable interests in the life, health, and well-being of their unborn child.

2. Effective January 1, 1988, the laws of this state shall be interpreted and construed to acknowledge on behalf of the unborn child at every stage of development, all the rights, privileges, and immunities available to other persons, citizens, and residents of this state, subject only to the Constitution of the United States, and decisional interpretations thereof by the United States Supreme Court and specific provisions to the contrary in the statutes and constitution of this state.

3. As used in this section, the term “unborn children” or “unborn child” shall include all unborn child or children or the offspring of human beings from the moment of conception until birth at every stage of biological development, **but shall not apply to human embryos created through in vitro fertilization prior to successful implantation in the uterus.**

4. Nothing in this section shall be interpreted as creating a cause of action against a woman for indirectly harming her unborn child by failing to properly care for herself or by failing to follow any particular program of prenatal care.”; and

Further amend said bill, page 2, section 192.020, line 31 by inserting after all of said line the following:

“Section B. Because of the immediate necessity of preserving public health through access to ongoing and future fertility treatments and healthy pregnancies for Missouri families, the repeal and reenactment of section 1.205 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 1.205 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

At the request of Senator Brown (26), **SB 818**, with **SS** and **SA 2** (pending), was placed on the Informal Calendar.

Senator Hough moved that **SB 847**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 847**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 847

An Act to repeal sections 301.055, 301.070, 301.110, 301.140, 301.142, 301.147, 301.560, 307.350, and 643.315, RSMo, and to enact in lieu thereof ten new sections relating to vehicle registration, with penalty provisions and a contingent effective date.

Was taken up.

Senator Hough moved that **SCS** for **SB 847** be adopted.

Senator Hough offered **SS** for **SCS** for **SB 847**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 847

An Act to repeal sections 301.055, 301.070, 301.110, 301.140, 301.142, 301.147, 301.558, 301.560, 307.350, and 643.315, RSMo, and to enact in lieu thereof eleven new sections relating to vehicle registration, with penalty provisions and a contingent effective date for certain sections.

Senator Hough moved that **SS** for **SCS** for **SB 847** be adopted.

President Kehoe assumed the Chair.

Senator Carter offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 847, Pages 13-24, Section 301.142, Lines 1-357, by striking all of said section and inserting in lieu thereof the following:

“301.142. 1. As used in sections 301.141 to 301.143, the following terms mean:

(1) “Department”, the department of revenue;

(2) “Director”, the director of the department of revenue;

(3) “Other authorized health care practitioner” includes advanced practice registered nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334, chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330, assistant physicians, physical therapists licensed pursuant to chapter 334, and optometrists licensed pursuant to chapter 336;

(4) “Physically disabled”, a natural person who is blind, as defined in section 8.700, or a natural person with medical disabilities which prohibits, limits, or severely impairs one's ability to ambulate or walk, as determined by a licensed physician or other authorized health care practitioner as follows:

(a) The person cannot ambulate or walk fifty or less feet without stopping to rest due to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and disabling condition; or

(b) The person cannot ambulate or walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or

(c) Is restricted by a respiratory or other disease to such an extent that the person's forced respiratory expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or

(d) Uses portable oxygen; or

(e) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American Heart Association; or

(f) **Except as otherwise provided in subdivision (4) of subsection 16 of this section**, a person's age, in and of itself, shall not be a factor in determining whether such person is physically disabled or is otherwise entitled to disabled license plates and/or disabled windshield hanging placards within the meaning of sections 301.141 to 301.143;

(5) "Physician", a person licensed to practice medicine pursuant to chapter 334;

(6) "Physician's statement", a statement personally signed by a duly authorized person which certifies that a person is disabled as defined in this section;

(7) "Temporarily disabled person", a disabled person as defined in this section whose disability or incapacity is expected to last no more than one hundred eighty days;

(8) "Temporary windshield placard", a placard to be issued to persons who are temporarily disabled persons as defined in this section, certification of which shall be indicated on the physician's statement;

(9) "Windshield placard", a placard to be issued to persons who are physically disabled as defined in this section, certification of which shall be indicated on the physician's statement.

2. Other authorized health care practitioners may furnish to a disabled or temporarily disabled person a physician's statement for only those physical health care conditions for which such health care practitioner is legally authorized to diagnose and treat.

3. A physician's statement shall:

(1) Be on a form prescribed by the director of revenue;

(2) Set forth the specific diagnosis and medical condition which renders the person physically disabled or temporarily disabled as defined in this section;

(3) Include the physician's or other authorized health care practitioner's license number; and

(4) Be personally signed by the issuing physician or other authorized health care practitioner.

4. If it is the professional opinion of the physician or other authorized health care practitioner issuing the statement that the physical disability of the applicant, user, or member of the applicant's household is permanent, it shall be noted on the statement. Otherwise, the physician or other authorized health care practitioner shall note on the statement the anticipated length of the disability, **which shall determine the expiration date for the temporary windshield placard, and** which period [may] **shall** not exceed one hundred eighty days. If the physician or health care practitioner fails to record an expiration date on the physician's statement, the director shall issue a temporary windshield placard for a period of thirty days.

5. A physician or other authorized health care practitioner who issues or signs a physician's statement so that disabled plates or a disabled windshield placard may be obtained shall maintain in such disabled person's medical chart documentation that such a certificate has been issued, the date the statement was signed, the diagnosis or condition which existed that qualified the person as disabled pursuant to this section and shall contain sufficient documentation so as to objectively confirm that such condition exists.

6. The medical or other records of the physician or other authorized health care practitioner who issued a physician's statement shall be open to inspection and review by such practitioner's licensing board,

in order to verify compliance with this section. Information contained within such records shall be confidential unless required for prosecution, disciplinary purposes, or otherwise required to be disclosed by law.

7. Owners of motor vehicles who are residents of the state of Missouri, and who are physically disabled, owners of motor vehicles operated at least fifty percent of the time by a physically disabled person, or owners of motor vehicles used to primarily transport physically disabled members of the owner's household may obtain disabled person license plates. Such owners, upon application[,] **to the director** accompanied by the documents and fees provided for in this section, a current physician's statement which has been issued within ninety days proceeding the date the application is made, and proof of compliance with the state motor vehicle laws relating to registration and licensing of motor vehicles, shall be issued motor vehicle license plates for vehicles, other than commercial vehicles with a gross weight in excess of twenty-four thousand pounds, upon which shall be inscribed the international wheelchair accessibility symbol and the word "DISABLED" in addition to a combination of letters and numbers. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use.

8. The director shall further issue, upon request, to such applicant one, and for good cause shown, as the director may define by rule and regulations, not more than two, removable disabled windshield hanging placards for use when the disabled person is occupying a vehicle or when a vehicle not bearing the permanent handicap plate is being used to pick up, deliver, or collect the physically disabled person issued the disabled motor vehicle license plate or disabled windshield hanging placard.

9. No additional fee shall be paid to the director for the issuance of the special license plates provided in this section, except for special personalized license plates and other license plates described in this subsection. Priority for any specific set of special license plates shall be given to the applicant who received the number in the immediately preceding license period subject to the applicant's compliance with the provisions of this section and any applicable rules or regulations issued by the director. If determined feasible by the advisory committee established in section 301.129, any special license plate issued pursuant to this section may be adapted to also include the international wheelchair accessibility symbol and the word "DISABLED" as prescribed in this section and such plate may be issued to any applicant who meets the requirements of this section and the other appropriate provision of this chapter, subject to the requirements and fees of the appropriate provision of this chapter.

10. Any physically disabled person, or the parent or guardian of any such person, or any not-for-profit group, organization, or other entity which transports more than one physically disabled person, may apply to the director of revenue for a removable windshield placard. The placard may be used in motor vehicles which do not bear the permanent handicap symbol on the license plate. Such placards must be hung from the front, middle rearview mirror of a parked motor vehicle and may not be hung from the mirror during operation. These placards may only be used during the period of time when the vehicle is being used by a disabled person, or when the vehicle is being used to pick up, deliver, or collect a disabled person, and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained

the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person. When there is no rearview mirror, the placard shall be displayed on the dashboard on the driver's side.

11. The removable windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The removable windshield placard shall be renewed every four years. The director may stagger the expiration dates to equalize workload **or until the time of motor vehicle registration renewal for the convenience of the applicant**. Only one removable placard may be issued to an applicant who has been issued disabled person license plates. Upon request, one additional windshield placard may be issued to an applicant who has not been issued disabled person license plates.

12. A temporary windshield placard shall be issued to any physically disabled person, or the parent or guardian of any such person who otherwise qualifies except that the physical disability, in the opinion of the physician, is not expected to exceed a period of one hundred eighty days. The temporary windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The fee for the temporary windshield placard shall be two dollars. Upon request, and for good cause shown, one additional temporary windshield placard may be issued to an applicant. Temporary windshield placards shall be issued upon presentation of the physician's statement provided by this section and shall be displayed in the same manner as removable windshield placards. A person or entity shall be qualified to possess and display a temporary removable windshield placard for six months and the placard may be renewed once for an additional six months if a physician's statement pursuant to this section is supplied to the director of revenue at the time of renewal.

13. [Application for license plates or windshield placards issued pursuant to this section shall be made to the director of revenue and shall be accompanied by a statement signed by a licensed physician or other authorized health care practitioner which certifies that the applicant, user, or member of the applicant's household is a physically disabled person as defined by this section.]

[14. The] **A windshield** placard shall be renewable only by the person or entity to which the placard was originally issued. Any placard issued pursuant to this section shall only be used when the physically disabled occupant for whom the disabled plate or placard was issued is in the motor vehicle at the time of parking or when a physically disabled person is being delivered or collected. A disabled license plate and/or a removable windshield hanging placard are not transferable and may not be used by any other person whether disabled or not.

[15.] **14.** At the time the disabled plates or windshield hanging placards are issued, the director shall issue a registration certificate which shall include the applicant's name, address, and other identifying information as prescribed by the director, or if issued to an agency, such agency's name and address. This certificate shall further contain the disabled license plate number or, for windshield hanging placards, the registration or identifying number stamped on the placard. The validated registration receipt given to the applicant shall serve as the registration certificate.

[16.] **15.** The director shall, upon issuing any disabled registration certificate for license plates and/or windshield hanging placards, provide information which explains that such plates or windshield hanging placards are nontransferable, and the restrictions explaining who and when a person or vehicle which bears

or has the disabled plates or windshield hanging placards may be used or be parked in a disabled reserved parking space, and the penalties prescribed for violations of the provisions of this act.

[17.] **16. (1) Except as otherwise provided in this subsection, every [new] applicant for issuance or renewal of a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. [Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every eighth year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of an eight-year period.]**

(2) Notwithstanding any provision of law to the contrary, if the applicant has presented proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards. Initial applications shall be accompanied by the physician's statement required by this section.

(3) Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided a physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.

(4) Notwithstanding any provision of law to the contrary, if the applicant has presented a physician's statement noting that the physical disability of the applicant, user, or member of the applicant's household is permanent, the applicant shall only be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards every tenth year.

[18.] **17.** The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. [If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the eight-year certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be

required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.]

[19.] **18.** The boards shall cooperate with the director and shall supply information requested pursuant to this subsection. The director shall, in cooperation with the boards which shall assist the director, establish a list of all Missouri physicians and other authorized health care practitioners and of any other information necessary to administer this section.

[20.] **19.** Where the owner's application is based on the fact that the vehicle is used at least fifty percent of the time by a physically disabled person, the applicant shall submit a statement stating this fact, in addition to the physician's statement. The statement shall be signed by both the owner of the vehicle and the physically disabled person. The applicant shall be required to submit this statement with each application for license plates. No person shall willingly or knowingly submit a false statement and any such false statement shall be considered perjury and may be punishable pursuant to section 301.420.

[21.] **20.** The director of revenue shall retain all physicians' statements and all other documents received in connection with a person's application for disabled license plates and/or disabled windshield placards.

[22.] **21.** The director of revenue shall enter into reciprocity agreements with other states or the federal government for the purpose of recognizing disabled person license plates or windshield placards issued to physically disabled persons.

[23.] **22.** When a person to whom disabled person license plates or a removable or temporary windshield placard or both have been issued dies, the personal representative of the decedent or such other person who may come into or otherwise take possession of the disabled license plates or disabled windshield placard shall return the same to the director of revenue under penalty of law. Failure to return such plates or placards shall constitute a class B misdemeanor.

[24.] **23.** The director of revenue may order any person issued disabled person license plates or windshield placards to submit to an examination by a chiropractor, osteopath, or physician, or to such other investigation as will determine whether such person qualifies for the special plates or placards.

[25.] **24.** If such person refuses to submit or is found to no longer qualify for special plates or placards provided for in this section, the director of revenue shall collect the special plates or placards, and shall furnish license plates to replace the ones collected as provided by this chapter.

[26.] **25.** In the event a removable or temporary windshield placard is lost, stolen, or mutilated, the lawful holder thereof shall, within five days, file with the director of revenue an application and an affidavit stating such fact, in order to purchase a new placard. The fee for the replacement windshield placard shall be four dollars.

[27.] **26.** Fraudulent application, renewal, issuance, procurement or use of disabled person license plates or windshield placards shall be a class A misdemeanor. It is a class B misdemeanor for a physician, chiropractor, podiatrist or optometrist to certify that an individual or family member is qualified for a license plate or windshield placard based on a disability, the diagnosis of which is outside their scope of practice or if there is no basis for the diagnosis.”; and

Further amend said bill, page 48, Section B, line 3, by striking “301.142,”; and further amend line 16, by striking “301.142,”.

Senator Carter moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

INTRODUCTION OF GUESTS

Senator McCreery introduced to the Senate, Saul Mirowitz Jewish Community Director of Instruction, Shannon Rohlman; and 4th grade students.

Senator Bean introduced to the Senate, Neelyville High School Lady Cheerleading Coaches, Brandi Lumby; and Jennifer Barker; and team; and John and Butty Raines, Wildwood.

Senator Crawford introduced to the Senate, Polk Co. 4H; and Hickory Co. 4H.

Senator Brown (26) introduced to the Senate, Missouri Hemp Trade Association, Brain Riegel, Union.

On behalf of Senator Bernskoetter, the President introduced to the Senate, Lincoln University Nursing instructor, Ellen Kliethermes; and students, Claire Kampeter; Kenley Haslag; Haley Brandt; Hannah Rader; Brooklyn Worthey; Gracie Bernskoetter; and Kameryn Patterson.

Senator Carter introduced to the Senate, Turning Point USA students for Life of America, Amanda Wiley; and Kendall Hirte; and David and Sarah Gould; and their children, Shayla, Savannah; and Delaney.

Senator Washington introduced to the Senate, Health Forward Foundation employees, McClain Bryant Macklin; and Nathan Madden, Kansas City.

On motion of Senator O’Laughlin, the Senate adjourned under the rules, which placed **SB 847**, with **SCS**, **SS** for **SCS**, and **SA 1** (pending), on the Informal Calendar.

SENATE CALENDAR

THIRTY-SECOND DAY-THURSDAY, MARCH 7, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1428-Carter

SB 1429-Carter

SB 1430-Bernskoetter

SB 1431-Bernskoetter

SB 1432-Mosley

SB 1433-Eslinger

SB 1434-Thompson Rehder

SB 1435-Rowden

SB 1436-Schroer

SB 1437-Schroer

SB 1438-May

SB 1439-Roberts

SB 1440-Coleman

SB 1441-Trent

SB 1442-McCreery

SB 1443-McCreery

SB 1444-McCreery	SB 1486-McCreery
SB 1445-McCreery	SB 1487-Brown (26)
SB 1446-Williams	SB 1488-Rizzo
SB 1447-Williams	SB 1489-Rizzo
SB 1448-Razer	SB 1490-Washington
SB 1449-Razer	SB 1491-Trent
SB 1450-Thompson Rehder	SB 1492-Hoskins
SB 1451-Thompson Rehder	SB 1493-Eigel
SB 1452-Moon	SB 1494-Gannon
SB 1453-Brown (16)	SB 1495-Gannon
SB 1454-Brown (16)	SB 1496-Schroer
SB 1455-Eslinger	SB 1497-Carter
SB 1456-Rizzo	SB 1498-Beck
SB 1457-Razer	SB 1499-Brattin
SB 1458-Razer	SB 1500-Brattin
SB 1459-Koenig	SB 1501-Brattin
SB 1460-Brown (26)	SB 1502-Coleman
SB 1461-Trent	SB 1503-Williams
SB 1462-Trent	SB 1504-May
SB 1463-O'Laughlin	SB 1505-Eslinger
SB 1464-Schroer	SB 1506-Black
SB 1465-Schroer	SB 1507-Washington
SB 1466-Schroer	SB 1508-McCreery
SB 1467-Schroer	SB 1509-Trent
SB 1468-Luetkemeyer	SB 1510-Trent
SB 1469-Cierpiot	SB 1511-Washington
SB 1470-Cierpiot	SB 1512-Fitzwater
SB 1471-McCreery	SB 1513-Eigel
SB 1472-McCreery	SB 1514-Eigel
SB 1473-Carter	SB 1515-Eigel
SB 1474-Carter	SB 1516-Eigel
SB 1475-Trent	SB 1517-Eigel
SB 1476-Brown (16)	SB 1518-Eigel
SB 1477-Brown (16)	SB 1519-Eigel
SB 1478-Fitzwater	SB 1520-Hoskins
SB 1479-Hough	SJR 89-Eigel
SB 1480-Eigel	SJR 90-Cierpiot
SB 1481-Gannon	SJR 91-Rowden
SB 1482-Crawford	SJR 92-Fitzwater
SB 1483-Bean	SJR 93-Bernskoetter
SB 1484-Eslinger	SJR 94-Roberts
SB 1485-Brown (16)	SJR 95-Trent

HOUSE BILLS ON SECOND READING

HCS for HB 1989
HB 1488-Shields
HCS for HB 1511
HB 1960-Riley
HCS for HB 1720
HB 2062-Brown, C. (16)
HCS for HB 1659
HB 1803-Thompson
HB 1495-Griffith

HB 1909-Taylor (48)
HCS for HB 1749
HB 2430-McGill
HB 1912-McGill
HB 2057-Keathley
HCS for HBs 2134 & 1956
HCS for HBs 1626 & 1940
HCS for HB for 2634
HCS for HBs 1706 & 1539

THIRD READING OF SENATE BILLS

SB 736-Crawford
SS#2 for SCS for SBs 754, 746, 788,
765, 841, 887 & 861-Luetkemeyer
SS for SCS for SJR 71-Black
SB 1039-Roberts and Beck

SS for SB 802-Trent
SS for SB 1298-Bean
SS for SCS for SB 756-Luetkemeyer
SS for SB 895-Trent
SB 1363-Crawford

SENATE BILLS FOR PERFECTION

SB 772-Gannon
SB 912-Brown (26), with SCS
SB 801-Fitzwater, with SCS
SB 1111-Black

SBs 894 & 825-Fitzwater, with SCS
SB 1207-Hoskins
SJR 50-Koenig, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
SB 739-Cierpiot
SB 740-Cierpiot, with SCS
SB 742-Arthur, with SS (pending)
SB 745-Bernskoetter, with SS & SA 1 (pending)
SB 748-Hough
SB 750-Hough, with SCS & SA 1 (pending)
SBs 767 & 1342-Thompson Rehder, with SCS
SB 778-Eslinger, with SS & SA 1 (pending)

SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)
SB 811-Coleman, with SCS, SS for SCS &
SA 1 (pending)
SB 818-Brown (26), with SS & SA 2 (pending)
SB 830-Rowden, with SS, SA 2 & point of
order (pending)
SB 847-Hough, with SCS, SS for SCS & SA 1
(pending)

SB 848-Hough
 SB 850-Brown (16)
 SB 862-Thompson Rehder, with SS & SA 7
 (pending)
 SB 872-Eslinger, with SS & SA 1 (pending)
 SB 876-Bean, with SCS
 SB 964-Razer, with SS & SA 5 (pending)

SB 984-Schroer
 SBs 1168 & 810-Coleman, with SCS, SS for SCS,
 SA 2, SA 1 to SA 2 & point of order (pending)
 SB 1199-Trent
 SB 1375-Eslinger
 SB 1392-Trent

RESOLUTIONS

SR 557-Eigel
 SR 558-Eigel
 SR 561-Moon
 SR 562-Moon

SR 563-Moon
 SR 631-May
 SR 647-Coleman

Reported from Committee

SCR 22-Carter

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