

# Journal of the Senate

SECOND REGULAR SESSION

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**FORTY-NINTH DAY - MONDAY, APRIL 15, 2024**

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The Senate met pursuant to adjournment.

Senator Trent in the Chair.

The Reverend Steven George offered the following prayer:

"How abundant are the good things that you have stored up for those who fear you, that you bestow in the sight of all, on those who take refuge in you." (Psalm 31:19 NIV)

Almighty God, as we look forward to the week ahead, we ask for Your continued blessing on our work. Bless our residents, bless our workers, bless our businesses, bless our elected officials, bless our state, and bless our efforts to serve the good people of Missouri. May the decisions made in this chamber reflect Your righteousness and bring about the flourishing of our state and its people. 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 for Thursday, April 11, 2024, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Brown (16th Dist.)	Coleman	Rowden—3
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Vacancies—None

## RESOLUTIONS

Senators Bernskoetter and Bean offered Senate Resolution No. 893, regarding Thad Wilson, Jefferson City, which was adopted.

Senator Cierpiot offered Senate Resolution No. 894, regarding Lee's Summit North High School, Lee's Summit, which was adopted.

Senator Mosley offered Senate Resolution No. 895, regarding Micah Brown, Florissant, which was adopted.

Senator Mosley offered Senate Resolution No. 896, regarding Dorrian Davis, Florissant, which was adopted.

Senator McCreery offered Senate Resolution No. 897, regarding Rockwood Summit High School library, Fenton, which was adopted.

Senator Hough offered Senate Resolution No. 898, regarding the Glendale High School library, Springfield, which was adopted.

Senator Washington offered Senate Resolution No. 899, regarding Yoselyn Banuelos, Kansas City, which was adopted.

Senator Crawford offered Senate Resolution No. 900, regarding Makenzie Moulton, Smithton, which was adopted.

On behalf of Senator Brown (16), Senator O’Laughlin offered Senate Resolution No. 901, regarding Lucy Wortham James Elementary School, St. James, which was adopted.

Senator O’Laughlin assumed the Chair.

### **REPORTS OF STANDING COMMITTEES**

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SB 946** and **HB 2287**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Trent assumed the Chair.

### **SENATE BILLS FOR PERFECTION**

Senator Bean moved that **SB 782**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

**SCS** for **SB 782**, entitled:

#### **SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 782**

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to water exportation across state boundaries.

Was taken up.

Senator Bean moved that **SCS** for **SB 782** be adopted.

Senator Bean offered **SS** for **SCS** for **SB 782**, entitled:

#### **SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 782**

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to water exportation across state boundaries.

Senator Bean moved that **SS** for **SCS** for **SB 782** be adopted.

Senator McCreery offered SA 1:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 3, Section 640.406, Line 69, by inserting after “the” the following: “**clean water commission and**”; and further amend line 70, inserting at the end of said line the following: “**clean water commission and**”; and further amend line 72, by inserting after the second usage of word “the” the following: “**clean water commission and**”; and further amend line 74, by inserting after “the” the following: “**clean water commission and Missouri soil and water districts**”; and further amend line 76, by inserting the first usage of the word “the” the following: “**clean water commission and Missouri soil and water districts**”; and further amend line 77, by inserting after the third usage of the word “the” the following: “**clean water commission and Missouri soil and water districts**”; and

Further amend said bill and section, page 4, line 86, by inserting after “the” the following: “**clean water commission and**”; and further amend line 93, by inserting after the second usage of the word “the” the following: “**clean water commission's and**”; and

Further amend said bill and section, page 5, line 139, by inserting after “the” the following: “**clean water commission's and**”; and

Further amend said bill and section, page 6, line 172, by inserting after all of said line the following:

**“15. Whenever a state of emergency is declared for the state or any part of the state, the department of natural resources may reevaluate any existing water exportation permit using the criteria under subsection 3 and 5 of this section. After reevaluation of the permit is complete, the department shall have the authority to impose additional conditions or revoke the permit if necessary for the continued exportation of water outside the state if the director determines that the existing permit negatively impacts beneficial use of water resources. The director's decision to modify or revoke the permit shall be subject to the clean water commission and Missouri soil and water districts commission review and approval or denial pursuant to subsection 4 of this section.”**

Senator McCreery moved that the above amendment be adopted, which motion prevailed.

Senator Black assumed the Chair.

Senator Moon offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 6, Section 640.406, Line 162, by inserting after “13.” the following: “**If the attorney general receives a complaint that provisions of this section have been violated, or,**”.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 5, Section 640.406, Lines 142-143, by striking “major water user, as defined in section 256.400,”; and inserting in lieu thereof the following: “**person**”.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Fitzwater assumed the Chair.

Senator Moon offered SA 4:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 1, Section 640.406, Line 17, by inserting after “(5)” the following: **“Pipeline facility”, all parts of a facility through which water moves in transportation including, but not limited to, pipe, valves, and other appurtenances connected to pipe, pumping units, fabricated assemblies associated with pumping units, metering, and delivery stations and fabricated assemblies therein, and breakout tanks;**

**(6)**”; and

Further amend said bill and section, page 2, lines 24-25, by striking all of said lines and inserting in lieu thereof the following: **“outside the state of Missouri by a pipeline facility.**

**3. Subject to the provisions of subsection 2 of this section, a person may withdraw water from any water source for export outside the state if such person holds a water exportation permit issued by the department. A water**”; and further amend said section by renumbering the remaining subsections accordingly.

Senator Moon moved that the above amendment be adopted.

Senator Moon offered SSA 1 for SA 4:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR  
SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 1, Section 640.406, Line 17, by inserting after “(5)” the following: **“Pipeline facility”, all parts of a facility through which water moves in transportation including, but not limited to, pipe, valves, and other appurtenances connected to pipe, pumping units, fabricated assemblies associated with pumping units, metering, and delivery stations and fabricated assemblies therein, and breakout tanks;**

**(6)**”; and

Further amend said bill and section, page 2, line 32, by inserting after all of said line the following:

**“3. It shall be unlawful for any person to withdraw water from any water source for export outside the state of Missouri by use of a pipeline facility, unless the withdrawal and ultimate end use of the water by the pipeline facility is within the same six-digit hydrological unit code as defined by the United States Geological Survey as the pipeline facility and within twenty miles of the state border.”**; and

Further amend said section by renumbering the remaining subsections accordingly.

Senator Moon moved that the above substitute amendment be adopted.

Senator Moon offered **SA 1** to **SSA 1** for **SA 4**:

SENATE AMENDMENT NO. 1 TO  
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR  
SENATE AMENDMENT NO. 4

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 4 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 1, Line 10, by inserting after “line” the following: “31, by striking “twenty” and inserting in lieu thereof the following: “**thirty**”; and further amend line”; and further amend said amendment, line 18 by striking “twenty” and inserting in lieu thereof the following: “**thirty**”.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Eslinger assumed the Chair.

Senator Fitzwater assumed the Chair.

At the request of Senator Bean, **SB 782**, with **SCS, SS** for **SCS, SA 4**, and **SSA No. 1** for **SA 4**, as amended (pending), was placed on the Informal Calendar.

**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 **HB 2267**, entitled:

An Act to amend chapter 376, RSMo, by adding thereto three new sections relating to insurance coverage of pharmacy services, 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 **HB 1976**, entitled:

An Act to amend chapter 376, RSMo, by adding thereto five new sections relating to prior authorization of health care services.

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 1775**, entitled:

An Act to repeal sections 32.056, 135.341, 135.647, 136.055, 142.869, 301.055, 301.070, 301.110, 301.140, 301.142, 301.147, 301.469, 301.560, 301.3061, 302.178, 302.181, 307.350, and 643.315, RSMo,

and to enact in lieu thereof nineteen new sections relating to the department of revenue, with a contingent effective date for certain sections.

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 1715** and **2630**, entitled:

An Act to repeal section 160.775, RSMo, and to enact in lieu thereof one new section relating to school antibullying policies.

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 2153**, entitled:

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to water exportation across state boundaries.

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 No. 2** for **HB 1886**, entitled:

An Act to repeal sections 347.143, 435.014, 455.010, 455.035, 455.513, 456.950, 487.110, 488.040, 488.426, 488.2300, 491.075, 492.304, 494.455, 559.125, 566.151, 567.030, and 595.045, RSMo, and to enact in lieu thereof forty-six new sections relating to judicial proceedings, 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 **HB 2780**, entitled:

An Act to repeal sections 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 379.1640, 400.1-201, 400.1-204, 400.1-301, 400.1-306, 400.2-102, 400.2-106, 400.2-201, 400.2-202, 400.2-203, 400.2-205, 400.2-209, 400.2A-102, 400.2A-103, 400.2A-107, 400.2A-201, 400.2A-202, 400.2A-203, 400.2A-205, 400.2A-208, 400.3-104, 400.3-105, 400.3-401, 400.3-604, 400.4A-103, 400.4A-201,

400.4A-202, 400.4A-203, 400.4A-207, 400.4A-208, 400.4A-210, 400.4A-211, 400.4A-305, 400.5-104, 400.5-116, 400.7-102, 400.7-106, 400.8-102, 400.8-103, 400.8-106, 400.8-110, 400.8-303, 400.9-102, 400.9-104, 400.9-105, 400.9-203, 400.9-204, 400.9-207, 400.9-208, 400.9-209, 400.9-210, 400.9-301, 400.9-304, 400.9-305, 400.9-310, 400.9-312, 400.9-313, 400.9-314, 400.9-316, 400.9-317, 400.9-323, 400.9-324, 400.9-330, 400.9-331, 400.9-332, 400.9-334, 400.9-341, 400.9-404, 400.9-406, 400.9-408, 400.9-509, 400.9-513, 400.9-601, 400.9-605, 400.9-608, 400.9-611, 400.9-613, 400.9-614, 400.9-615, 400.9-616, 400.9-619, 400.9-620, 400.9-621, 400.9-624, 400.9-628, and 415.415, RSMo, and to enact in lieu thereof one hundred fifty-six new sections relating to commercial transactions.

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 2310**, entitled:

An Act to repeal sections 178.786 and 178.787, RSMo, and to enact in lieu thereof two new sections relating to higher education core curricula.

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 2440**, entitled:

An Act to repeal sections 303.425, 303.430, 303.440, 374.190, and 379.1640, RSMo, and to enact in lieu thereof nine new sections relating to the regulation of insurance.

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 2576** and **1433**, entitled:

An Act to repeal sections 579.065 and 579.068, RSMo, and to enact in lieu thereof two new sections relating to offenses involving the trafficking of drugs, 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 2874** and **2796**, entitled:

An Act to amend chapter 44, RSMo, by adding thereto one new section relating to protecting Missouri's economy during a shutdown order.

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 1753**, entitled:

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to closure of electric power plants, with an emergency clause.

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 2064**, entitled:

An Act to repeal sections 193.265, 287.200, 287.470, 287.610, 287.615, 287.812, 287.835, 304.155, 347.143, 435.014, 477.650, 478.001, 488.040, 488.2300, 494.430, 494.455, 509.520, 600.042, and 621.045, RSMo, and to enact in lieu thereof fifty new sections relating to civil proceedings.

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 **HJR 104**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 2 and 3 of Article VIII of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to elections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

## COMMUNICATIONS

President Pro Tem Rowden submitted the following:

April 15, 2024

Ms. Kristina Martin



Secretary of Senate  
State Capitol, Room 325  
Jefferson City, MO 65101

Dear Ms. Martin:

Due to my absence April 15, 2024, I authorize the Senate Majority Floor Leader to exercise duty to accept reports from Standing Committees.

Sincerely,



Caleb Rowden  
President Pro Tem

### **INTRODUCTION OF GUESTS**

Senator Washington introduced to the Senate, Yoselyn Banuelos, Kansas City.

Senator Roberts introduced to the Senate, Jeffrey Appiegyei, St. Louis.

Senator Mosely introduced to the Senate, Dorrian Davis; and her mother, Vickey, St. Louis County.

On motion of Senator O’Laughlin, the Senate adjourned until 12:00 p.m., Tuesday, April 16, 2024.

### **SENATE CALENDAR**

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FIFTIETH DAY—TUESDAY, APRIL 16, 2024

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### **FORMAL CALENDAR**

#### **HOUSE BILLS ON SECOND READING**

HB 2320-Seitz  
HCS for HB 1483  
HCS for HBs 1900, 1591 & 2515  
HCS for HRB 1  
HCS for HB 1533  
HB 1870-Taylor (48)  
HB 2084-Banderman  
HCS for HBs 1777, 2203, 2059 & 2502  
HCS#2 for HJR 78  
HCS for HB 1481  
HB 1707-Myers  
HB 2098-Thompson  
HCS for HB 2140

HCS for HB 2087  
HCS for HB 2058  
HCS for HJRs 86, 72 & 119  
HB 2280-Veit  
HCS for HBs 1818 & 2345  
HB 2719-Hudson  
HCS for HB 2267  
HB 1976-Stinnett  
HCS for HB 1775  
HCS for HBs 1715 & 2630  
HCS for HB 2153  
HCS#2 for HB 1886  
HB 2780-Hicks

HCS for HB 2310  
 HB 2440-Christofanelli  
 HCS for HBs 2576 & 1433  
 HCS for HBs 2874 & 2796

HCS for HB 1753  
 HCS for HB 2064  
 HJR 104-Baker

#### SENATE BILLS FOR PERFECTION

- |                                      |                                   |
|--------------------------------------|-----------------------------------|
| 1. SB 734-Eigel, with SCS            | 21. SB 1393-O'Laughlin            |
| 2. SB 735-Eigel and Moon, with SCS   | 22. SB 907-Carter                 |
| 3. SB 1036-Razer, with SCS           | 23. SB 869-Moon, et al            |
| 4. SB 1391-Luetkemeyer, with SCS     | 24. SB 1029-Moon                  |
| 5. SB 751-Brown (16)                 | 25. SB 753-Brown (16)             |
| 6. SB 757-O'Laughlin, with SCS       | 26. SB 826-Koenig                 |
| 7. SB 936-Bernskoetter, with SCS     | 27. SB 789-Razer                  |
| 8. SB 1388-Razer                     | 28. SB 829-Rowden, with SCS       |
| 9. SB 1422-Black, with SCS           | 29. SB 969-Washington             |
| 10. SB 890-Mosley                    | 30. SB 1099-Washington            |
| 11. SB 1296-O'Laughlin               | 31. SB 1468-Luetkemeyer, with SCS |
| 12. SB 844-Bernskoetter              | 32. SB 1200-Trent, with SCS       |
| 13. SB 768-Thompson Rehder, with SCS | 33. SB 1070-McCreery, with SCS    |
| 14. SB 1266-Luetkemeyer, with SCS    | 34. SB 817-Brown (26)             |
| 15. SB 1379-Arthur                   | 35. SB 1340-Bernskoetter          |
| 16. SB 1362-Crawford                 | 36. SB 819-Brown (26), with SCS   |
| 17. SB 1155-Mosley                   | 37. SB 812-Coleman                |
| 18. SB 1326-McCreery                 | 38. SB 1001-Koenig                |
| 19. SB 1277-Black                    | 39. SB 946-Thompson Rehder        |
| 20. SB 884-Roberts, with SCS         |                                   |

#### HOUSE BILLS ON THIRD READING

HCS for HB 2016 (Hough)	HCS for HB 1511 (Brown (26))
HB 1495-Griffith (Black)	HB 2287-Christofanelli (Koenig)
HB 2057-Keathley (Thompson Rehder)	HB 1751-Haffner (Cierpiot)
HB 1909-Taylor (48) (Gannon)	

#### INFORMAL CALENDAR

#### SENATE BILLS FOR PERFECTION

SB 739-Cierpiot, with SS & SA 1 (pending)	SB 742-Arthur, with SS (pending)
SB 740-Cierpiot, with SCS	SB 745-Bernskoetter, with SS & SA 1 (pending)

SB 748-Hough	SB 847-Hough, with SCS, SS for SCS & SA 1 (pending)
SB 750-Hough, with SCS & SA 1 (pending)	SB 848-Hough
SB 772-Gannon	SB 850-Brown (16)
SB 778-Eslinger, with SS & SA 1 (pending)	SB 876-Bean, with SCS & SS for SCS (pending)
SB 782-Bean, with SCS, SS for SCS, SA 4 & SSA 1 for SA 4, as amended (pending)	SB 903-Schroer
SB 799-Fitzwater and Eigel, with SCS & SS for SCS (pending)	SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1 (pending)
SB 801-Fitzwater, with SCS	SBs 1168 & 810-Coleman, with SCS, SS for SCS, SA 2, SA 1 to SA 2 & point of order (pending)
SB 811-Coleman, with SCS, SS#2 for SCS & SA 1 (pending)	SB 1199-Trent
SB 818-Brown (26) and Coleman, with SS & SA 2 (pending)	SB 1207-Hoskins, with SS & SA 1 (pending)
SB 830-Rowden, with SS, SA 2 & point of order (pending)	SB 1375-Eslinger
SB 845-Bernskoetter	SB 1392-Trent

#### HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)  
HB 1803-Thompson, with SS, SA 1 & SA 1 to SA 1 (pending) (Crawford)

#### RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

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