

# Journal of the Senate

SECOND REGULAR SESSION

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**FIFTY-FOURTH DAY - TUESDAY, APRIL 23, 2024**

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The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“Blessed is the one who does not walk in step with the wicked or stand in the way that sinners take or sit in the company of mockers, but whose delight is in the law of the Lord, and who meditates on his law day and night. That person is like a tree planted by streams of water, which yields its fruit in season and whose leaf does not wither—whatever they do prospers.” (Psalm 1:1-3 NIV)

Heavenly Father, as we convene today, we lift our hearts in gratitude for the opportunity to serve our state. Like trees planted by streams of water, may we be firmly rooted in Your word and guided by Your counsel. May our deliberations be fruitful, yielding prosperity and peace for our communities and our state. Bless us with Your favor as we seek to fulfill our duties with integrity and righteousness. 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.

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	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Coleman—1

Vacancies—None

The Lieutenant Governor was present.

The Senate observed a moment of silence for Sgt. Colin Arslanbas.

The Senate observed a moment of silence for Janet Osterhage.

## RESOLUTIONS

Senator May offered Senate Resolution No. 935, regarding the death of Sterling Moody, St. Louis, which was adopted.

Senator Brown (16) offered Senate Resolution No. 936, regarding Caitlyn Kleffner, Rolla, which was adopted.

Senator Beck offered Senate Resolution No. 937, regarding Long Elementary School, Crestwood, which was adopted.

Senator Fitzwater offered Senate Resolution No. 938, regarding Corrections Officer II Donald Lindsey, Troy, which was adopted.

Senator Fitzwater offered Senate Resolution No. 939, regarding Corrections Officer I William Williamson, Silex, which was adopted.

Senator Fitzwater offered Senate Resolution No. 940, regarding Corrections Supervisor Gary DeTienne, Bowling Green, which was adopted.

Senator Fitzwater offered Senate Resolution No. 941, regarding Corrections Officer II Cassandra Cropp, Louisiana, which was adopted.

Senator Fitzwater offered Senate Resolution No. 942, regarding Melanie Powell, Louisiana, which was adopted.

### REFERRALS

President Pro Tem Rowden referred **HCS** for **HB 1746**, with **SCS**, **HCS** for **HB 1659**, with **SCS**, **HCS** for **HBs 2134** and **1956**, with **SCS**, **HCS** for **HBs 2626** and **1918**, **HCS** for **HB 2227**, **HB 1960**, and **HB 2430** to the Committee on Fiscal Oversight.

### CONCURRENT RESOLUTIONS

Senator Carter offered the following concurrent resolution:

#### SENATE CONCURRENT RESOLUTION NO. 37

Whereas, the state of Missouri values its sovereignty and independence; and

Whereas, the citizens of Missouri are increasingly alarmed by the influence of international organizations like the World Health Organization, the United Nations and the World Economic Forum in this state; and

Whereas, a number of recent proposals supported by the United Nations and the World Economic Forum are deeply concerning, including but not limited to:

(1) The promotion of insect-based foods as a replacement for traditional meat products, limiting food choice and infringing on personal dietary preferences and traditions;

(2) The imposition of ESG, or environmental, social, and corporate governance, requirements on businesses that increase regulations, raise costs, and reduce economic freedom for entrepreneurs and businesses;

(3) The concept of social credit, akin to a credit score for social behaviors, that gives the government undue control over individuals' daily lives, punishing those who dissent or hold differing views;

(4) Advocacy for censorship, including government preapproval of information shared online, on social media, and on television that threatens the fundamental principles of free speech and stifles open discourse;

(5) Support for global medical mandates, such as lockdowns, travel bans, business closures, and medical passports, that infringe on individual liberties and personal autonomy;

(6) The endorsement of digital identification that records and tracks individuals' activities, raising concerns about mass surveillance and the erosion of personal privacy;

(7) The potential implementation of mass surveillance technologies, including facial recognition cameras and biometric implants, that pose significant threats to personal privacy and civil liberties;

(8) Placing onerous burdens, costs, and regulations on farmers in the name of sustainability goals that jeopardize agricultural practices and the livelihoods of farmers;

(9) The advocacy for the elimination of private property rights, which undermines the principles of individual ownership and personal freedom; and

(10) The introduction of central bank digital currencies (CBDCs), programmable currency controlled by central banks, that grant the government instant visibility and control over citizens' finances, infringing on financial privacy and personal autonomy:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, the House of Representatives concurring therein, that the General Assembly firmly reasserts its unwavering dedication to the principles of sovereignty and self-determination, declaring unequivocally that any encroachments on the freedom of its residents must be immediately stopped; and

Be It Further Resolved that the General Assembly openly voices its concerns regarding all attempts made by international organizations, including but not limited to the United Nations, the World Economic Forum, and the World Health Organization, to advocate for policies and initiatives that could undermine the core values and interests of Missouri's residents; and

Be It Further Resolved that the General Assembly strongly encourages a comprehensive review of all agreements or partnerships involving international organizations to guarantee their alignment with the fundamental principles of individual freedom, privacy, autonomy, and the right to private property, which are cherished by the people of Missouri; and

Be It Further Resolved that the General Assembly remains resolute in its commitment to engaging in international cooperation as long as such endeavors respect the autonomy and sovereignty of our great state; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Governor and Missouri's Congressional delegation.

### **SENATE BILLS FOR PERFECTION**

At the request of Senator Razer, **SB 1036**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Luetkemeyer, **SB 1391**, with **SCS**, was placed on the Informal Calendar.

**SB 751** was placed on the Informal Calendar.

At the request of Senator O'Laughlin, **SB 757**, with **SCS**, was placed on the Informal Calendar.

Senator Bernskoetter moved that **SB 936**, with **SCS**, be taken up for perfection, which motion prevailed.

**SCS** for **SB 936**, entitled:

#### **SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 936**

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to paint recycling.

Was taken up.

Senator Bernskoetter moved that **SCS** for **SB 936** be adopted.

Senator Bernskoetter offered **SS** for **SCS** for **SB 936**, entitled:

#### **SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 936**

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to paint recycling.

Senator Bernskoetter moved that **SS** for **SCS** for **SB 936** be adopted.

Senator Bean assumed the Chair.

Senator Black assumed the Chair.

At the request of Senator Bernskoetter, **SB 936**, with **SCS**, and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Razer moved that **SB 1388** be taken up for perfection, which motion prevailed.

Senator Schroer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 1388, Page 1, In the Title, Lines 2-3, by striking “a sales tax exemption for certain nuclear facilities” and inserting in lieu thereof the following: “the taxation of nuclear-related activities”; and

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

**“135.2550. 1. This section shall be known and may be cited as the “Missouri Nuclear Remediation Act”.**

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

**(1) “Department”, the Missouri department of natural resources;**

**(2) “EPA designated superfund site”, a site designated by the Environmental Protection Agency (EPA) as a location contaminated by hazardous waste and identified as a candidate for cleanup because it poses a risk to human health or the environment, specifically those sites where nuclear or radioactive waste was stored or buried;**

**(3) “Qualified activities”, includes:**

**(a) Soil remediation activities aimed at removing residues from uranium ore, thorium ore, or radium;**

**(b) The construction of water treatment installations, including but not limited to reverse osmosis water treatment systems, designed to improve water quality and remove contaminants;**

**(c) Water testing for the presence and concentration of contaminants such as cesium-137, uranium, radium, or thorium;**

**(d) Soil testing for the presence and concentration of contaminants such as cesium-137, uranium, radium, or thorium;**

**(4) “Qualified taxpayer”, an individual or business entity residing within a twenty-five mile radius of an EPA designated superfund site where nuclear or radioactive waste was stored or buried;**

**(5) “Soil remediation”, the process of removing or neutralizing contaminants from soil, including residues from uranium ore, thorium ore, or radium;**

(6) “Soil testing”, the analysis of soil samples to detect the presence and concentration of contaminants, including but not limited to cesium-137, uranium, radium, or thorium;

(7) “Water testing”, the analysis of water samples to detect the presence and concentration of contaminants, including but not limited to cesium-137, uranium, radium, or thorium;

(8) “Water treatment”, processes that improve the quality of water for its designated end-use, including reverse osmosis water treatment systems.

3. (1) For all tax years beginning on or after January 1, 2025, a qualified taxpayer shall be eligible to claim a tax credit in the amount of fifty percent of the costs incurred for performing qualified activities.

(2) Tax credits authorized by this section shall not be transferred, sold, or assigned.

(3) Tax credits authorized by this section shall not be refundable, but may be carried forward for five subsequent tax years or until the full credit is redeemed, whichever occurs first.

4. The total amount of tax credits authorized pursuant to this section shall not exceed five million dollars per fiscal year.

5. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.

6. Pursuant to section 23.253 of the Missouri Sunset Act:

(1) The program authorized pursuant to this section shall automatically sunset on December 31, 2031, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized pursuant to this section shall automatically sunset twelve years after the effective date of the reauthorization; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized pursuant to this section is sunset.

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized pursuant to this section expires, or a taxpayer's ability to redeem such tax credits.”; and

Further amend the title and enacting clause accordingly.

Senator Schroer moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Rowden assumed the Chair.

At the request of Senator Razer, **SB 1388** 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 **HB 2670**, entitled:

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to signage on public boat ramps.

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 **SS** for **HB 1751**.

### MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR  
STATE OF MISSOURI  
April 23, 2024

To the Senate of the 102<sup>nd</sup> General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Maureen Clancy-May as a member of the Southeast Missouri State University Board of Governors, submitted to you on April 15, 2024. Line 3 should be amended to read:

for a term ending January 1, 2030, and until her successor is duly appointed and qualified;

Respectfully submitted,  
Michael L. Parson  
Governor

Also,

GOVERNOR  
STATE OF MISSOURI  
April 23, 2024

To the Senate of the 102<sup>nd</sup> General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Gregory Razer as a member of the State Tax Commission, submitted to you on April 15, 2024. Line 2 should be amended to read:

63141, as a member of the State Tax Commission, for a term ending January 23, 2030, and

Respectfully submitted,  
Michael L. Parson  
Governor

Also,

GOVERNOR  
STATE OF MISSOURI  
April 23, 2024

To the Senate of the 102<sup>nd</sup> General Assembly of the State of Missouri:

The following addendum should be made to the appointment of John Mitchell as a member of the Public Service Commission, submitted to you on April 15, 2024. Line 2 should be amended to read:

member of the Public Service Commission, for a term ending April 15, 2030, and until

Respectfully submitted,  
Michael L. Parson  
Governor

President Pro Tem Rowden referred the above addendums to the Committee on Gubernatorial Appointments.

### **RESOLUTIONS**

Senator O'Laughlin offered Senate Resolution No. 943, regarding the United States Exercise Tiger Foundation, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 944, regarding Glenn Bax, Tuscumbia, which was adopted.

Senator Washington offered Senate Resolution No. 945, regarding the Kansas City Public Library, Kansas City, which was adopted.

### **INTRODUCTION OF GUESTS**

Senator Eslinger introduced to the Senate, Frances Wahlquist, West Plains; Joan Dix; Alice Neal; Crystal Chilton; Tom Smith, Eminence; and Judy Turner, Willow Springs.

Senator Carter introduced to the Senate, Southwest District Farm Bureau.

Senator Gannon introduced to the Senate, Sara Edmundson; Tina Sodam; Amanda Wangler; Van Detring; Ellie Freeman; Jenny Freeman; Ava Freeman; and Donna Freeman.

Senators Rizzo and Arthur introduced to the Senate, Mia LaBruzzo; Gemma Termini; Frankie Termini; Benny Cuda; Johnny Sonsane; Charlie and Gino Simone; and Savina Simone, Kansas City.

Senator Mosley introduced to the Senate, Delta Sigma Theta Sorority Inc. Central Regional Director, Dr. Felicia Echols; State Coordinators, Tracey Carter; and Nawassa Logan.

Senator May introduced to the Senate, The Village Mentoring Program CEO, Kenan Morrison; and Dr. Antonio Parker; and former Enrolling and Engrossing Supervisor, Lucy Darris.

Senator Trent introduced to the Senate, Jack, Kris, and Brad Cooper.

On motion of Senator O’Laughlin, the Senate adjourned until 12:00 p.m., Wednesday, April 24, 2024.

SENATE CALENDAR

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FIFTY-FIFTH DAY—WEDNESDAY, APRIL 24, 2024

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FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2657-McGill	HCS for HB 2413
HCS for HBs 2710 & 2681	HB 1995-Perkins
HCS for HB 2756	HCS for HB 2599
HJR 132-Hausman	HB 2670-Thomas

THIRD READING OF SENATE BILLS

SS for SCS for SB 735-Eigel, et al  
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1422-Black, with SCS	18. SB 826-Koenig
2. SB 890-Mosley	19. SB 789-Razer
3. SB 1296-O’Laughlin	20. SB 829-Rowden, with SCS
4. SB 844-Bernskoetter	21. SB 969-Washington
5. SB 768-Thompson Rehder, with SCS	22. SB 1099-Washington
6. SB 1266-Luetkemeyer, with SCS	23. SB 1468-Luetkemeyer, with SCS
7. SB 1379-Arthur	24. SB 1200-Trent, with SCS
8. SB 1362-Crawford	25. SB 1070-McCreery, with SCS
9. SB 1155-Mosley	26. SB 817-Brown (26)
10. SB 1326-McCreery	27. SB 1340-Bernskoetter
11. SB 1277-Black	28. SB 819-Brown (26), with SCS
12. SB 884-Roberts, with SCS	29. SB 812-Coleman
13. SB 1393-O’Laughlin	30. SB 1001-Koenig
14. SB 907-Carter	31. SB 946-Thompson Rehder
15. SB 869-Moon, et al	32. SB 1374-Gannon
16. SB 1029-Moon	33. SB 1260-Gannon
17. SB 753-Brown (16)	



HOUSE BILLS ON THIRD READING

1. HCS for HB 1746, with SCS (Cierpiot)  
(In Fiscal Oversight)
2. HB 2062-Brown, C. (16) (Trent)
3. HCS for HB 1659, with SCS  
(Luetkemeyer) (In Fiscal Oversight)
4. HB 2111-Christofanelli
5. HCS for HBs 2134 & 1956, with SCS  
(Carter) (In Fiscal Oversight)
6. HB 1713-Schnelting (Schroer)
7. HCS for HBs 2626 & 1918  
(In Fiscal Oversight)
8. HCS for HB 2227 (Thompson Rehder)  
(In Fiscal Oversight)
9. HB 1960-Riley (Fitzwater)  
(In Fiscal Oversight)
10. HB 1912-McGirl (Koenig)
11. HB 2430-McGirl (Schroer)  
(In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- |   |   |
|---|---|
| SB 734-Eigel, with SCS  | SB 845-Bernskoetter   |
| SB 739-Cierpiot, with SS & SA 1 (pending)   | SB 847-Hough, with SCS, SS for SCS &<br>SA 1 (pending)  |
| SB 740-Cierpiot, with SCS, SS for SCS &<br>SA 3 (pending)                         | SB 848-Hough  |
| SB 742-Arthur, with SS (pending)  | SB 850-Brown (16)   |
| SB 745-Bernskoetter, with SS & SA 1 (pending)                                     | SB 876-Bean, with SCS & SS for SCS<br>(pending)   |
| SB 748-Hough  | SB 903-Schroer  |
| SB 750-Hough, with SCS & SA 1 (pending)   | SB 936-Bernskoetter, with SCS & SS for SCS<br>(pending)   |
| SB 751-Brown (16)   | SB 984-Schroer, with SS, SA 1 &<br>SA 1 to SA 1 (pending)   |
| SB 757-O'Laughlin, with SCS   | SB 1036-Razer, with SCS   |
| SB 772-Gannon   | SBs 1168 & 810-Coleman, with SCS,<br>SS for SCS, SA 2, SA 1 to SA 2 &<br>point of order (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending)   | SB 1199-Trent   |
| SB 782-Bean, with SCS, SS for SCS, SA 4 &<br>SSA 1 for SA 4, as amended (pending) | SB 1207-Hoskins, with SS & SA 1 (pending)   |
| SB 799-Fitzwater and Eigel, with SCS &<br>SS for SCS (pending)                    | SB 1375-Eslinger  |
| SB 801-Fitzwater, with SCS  | SB 1388-Razer   |
| SB 811-Coleman, with SCS, SS#2 for SCS &<br>SA 1 (pending)                        | SB 1391-Luetkemeyer, with SCS   |
| SB 818-Brown (26) and Coleman, with SS &<br>SA 2 (pending)                        | SB 1392-Trent   |
| SB 830-Rowden, with SS, SA 2 &<br>point of order (pending)                        |   |

HOUSE BILLS ON THIRD READING

- |                          |                              |
|--------------------------|------------------------------|
| HB 1488-Shields (Arthur) | HCS for HB 1511 (Brown (26)) |
| HB 1495-Griffith (Black) | HB 1909-Taylor (48) (Gannon) |

HB 2057-Keathley (Thompson Rehder)

RESOLUTIONS

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

SR 563-Moon  
SR 631-May  
SR 647-Coleman  
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

To be Referred

SCR 37-Carter

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