

Journal of the Senate

FIRST REGULAR SESSION

FORTY-THIRD DAY - MONDAY, MARCH 31, 2025

The Senate met pursuant to adjournment.

President Wasinger in the Chair.

The Reverend Stephen George offered the following prayer:

"There is a way that appears to be right, but in the end, it leads to death." (Proverbs 14:12 NIV)

Heavenly Father, we come before You today to seek Your wisdom as we gather in this chamber. Your Word reminds us that what may seem right to us can lead to ruin, but Your truth is our sure foundation. We ask that You would guide us as leaders to discern Your will over our own flawed instincts. Help us to uphold the values of liberty, justice, and righteousness that honor You and strengthen our communities. Grant us courage to stand firm in our convictions, protect the freedoms You've bestowed, and govern with integrity for the good of all. We ask this in the name of Your Son, Jesus Christ. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, March 27, 2025, was read and approved.

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

Present—Senators

| | | | | | | |
|--------------|-----------|--------------|------------|-------------|-------------|--------------|
| Bean | Beck | Bernskoetter | Black | Brattin | Brown (16) | Brown (26) |
| Burger | Carter | Cierpiot | Coleman | Crawford | Fitzwater | Gregory (15) |
| Gregory (21) | Henderson | Hough | Hudson | Lewis | Luetkemeyer | McCreery |
| Moon | Mosley | Nicola | Nurrenbern | O'Laughlin | Roberts | Schnelting |
| Schroer | Trent | Washington | Webber | Williams—33 | | |

Absent—Senators—None

Absent with leave—Senator May—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Nurrenbern offered Senate Resolution No. 279, regarding Sara Boyd, Kansas City, which was adopted.

Senator Mosley offered Senate Resolution No. 280, regarding Qiuana Chapple, Florissant, which was adopted.

Senator Nicola offered Senate Resolution No. 281, regarding Sophia Barlag, Independence, which was adopted.

Senator Henderson offered Senate Resolution No. 282, regarding Kaylynn Gilbert, Boone Terre, which was adopted.

Senator McCreery offered Senate Resolution No. 283, regarding Dawson Braden, St. Louis, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 284, regarding Stromy Lewis, Hannibal, which was adopted.

Senator Burger offered Senate Resolution No. 285, regarding Gregory "Greg" F. Foote Jr., Sikeston, which was adopted.

Senator Bean offered Senate Resolution No. 286, regarding the Class 4 State Champion Doniphan Donettes Girls basketball team, which was adopted.

Senator Brattin offered Senate Resolution No. 287, regarding Adalyn Stevick, Peculiar, which was adopted.

Senator Lewis offered Senate Resolution No. 288, regarding Maria Reynoso, Kansas City, which was adopted.

Senator Carter offered Senate Resolution No. 289, regarding Bow Smith, Carl Junction, which was adopted.

Senator Roberts offered Senate Resolution No. 290, regarding Damya Davis, St. Louis, which was adopted.

Senator Brown (26) offered Senate Resolution No. 291, regarding Ella Heisel, Eureka, which was adopted.

Senator Gregory (21) offered Senate Resolution No. 292, regarding Harlei Kammerich, Pilot Grove, which was adopted.

Senator Nurrenbern offered Senate Resolution No. 293, regarding Kali Sun, Kansas City, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 416**, entitled:

An Act to repeal sections 160.480, 160.660, 167.020, 167.022, 167.115, 167.117, 167.624, and 170.315, RSMo, and to enact in lieu thereof twelve new sections relating to school safety, with a penalty provision.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 575** and **551**, entitled:

An Act to repeal sections 116.030, 116.040, 116.050, 116.080, 116.090, 116.110, 116.130, 116.153, 116.190, 116.200, 116.332, and 116.334, RSMo, and to enact in lieu thereof twelve new sections relating to initiative petitions and referendums, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 195** and **1119**, entitled:

An Act to repeal section 188.035, RSMo, and to enact in lieu thereof one new section relating to abortion, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 437**, entitled:

An Act to repeal section 537.058, RSMo, and to enact in lieu thereof one new section relating to settlement demands.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 207**, entitled:

An Act to repeal section 136.055, RSMo, and to enact in lieu thereof one new section relating to department of revenue fee offices.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 825**, entitled:

An Act to repeal section 191.1145, RSMo, and to enact in lieu thereof one new section relating to telehealth services.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 268**, entitled:

An Act to repeal sections 43.546, 210.487, 324.001, 324.009, 324.010, 332.081, 333.041, 333.042, 337.600, 337.604, 337.615, 337.627, 337.644, 337.645, 337.647, 339.845, 345.050, and 590.060, RSMo, and to enact in lieu thereof seventy-three new sections relating to professional registration.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 58**, entitled:

An Act to amend chapters 324 and 331, RSMo, by adding thereto two new sections relating to emergency suspensions or restrictions of certain professional licenses.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 122**, entitled:

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof one new section relating to the practice of dentistry.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 397**, entitled:

An Act to amend chapter 324, RSMo, by adding thereto sixteen new sections relating to dietitians.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 325**, entitled:

An Act to repeal sections 192.2405 and 210.115, RSMo, and to enact in lieu thereof seven new sections relating to the practice of certain licensed professions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 765**, entitled:

An Act to repeal sections 333.041, 333.042, 337.600, 337.604, 337.615, 337.627, 337.644, 337.645, and 345.050, RSMo, and to enact in lieu thereof ten new sections relating to professional registration.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 202**, entitled:

An Act to repeal section 288.050, RSMo, and to enact in lieu thereof two new sections relating to employment security.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 780**, entitled:

An Act to repeal sections 137.115, 137.180, and 137.355, RSMo, and to enact in lieu thereof three new sections relating to real property valuation assessments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Madam President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 1175**, entitled:

An Act to repeal sections 1.410, 1.420, 1.430, 1.440, 1.450, 1.460, 1.470, 1.480, and 1.485, RSMo, and to enact in lieu thereof six new sections relating to the sole purpose of reenacting the substantive

portion of the Second Amendment Preservation Act and removing certain legislative findings and declarations, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

MESSAGES FROM THE GOVERNOR

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

GOVERNOR
STATE OF MISSOURI
March 31, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Matthew Haase, Republican, 32 West 70th Terrace, Kansas City, Jackson County, Missouri 64113, as a member of the Jackson County Sports Complex Authority, for a term ending July 15, 2029, and until his successor is duly appointed and qualified; vice, Bradley Madison Scott, term expired.

Respectfully submitted,
Mike Kehoe
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 31, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Steven T. Oslica, 1933 Bookbinder Drive, St. Louis, St. Louis County, Missouri 63146, as a member of the Missouri Community Service Commission, for a term ending December 15, 2027, and until his successor is duly appointed and qualified; vice Forrest W. Miller Jr., resigned.

Respectfully submitted,
Mike Kehoe
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 31, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Victor Barnett Pasley, Independent, 1740 Bunker Loop, Columbia, Boone County, Missouri 65201, as a member of the Lincoln University Board of Curators, for a term ending January 1, 2028, and until his successor is duly appointed and qualified; vice, Victor Barnett Pasley, reappointed.

Respectfully submitted,
Mike Kehoe
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 31, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Richard Popp, Republican, 4915 State Route 94, Tebbetts, Callaway County, Missouri 65080, as a member of the Lincoln University Board of Curators, for a term ending January 1, 2030, and until his successor is duly appointed and qualified; vice, Richard Popp, reappointed.

Respectfully submitted,
Mike Kehoe
Governor

Also,

GOVERNOR
STATE OF MISSOURI
March 31, 2025

To the Senate of the 103rd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

John Raines, Republican, 303 North East Street, Senath, Dunklin County, Missouri 63876, as a member of the University of Missouri Board of Curators, for a term ending January 1, 2031, and until his successor is duly appointed and qualified; vice Keith A. Holloway, term expired.

Respectfully submitted,
Mike Kehoe
Governor

SENATE BILLS FOR PERFECTION

At the request of Senator Cierpiot, **SBs 101 and 64**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Cierpiot, **SJR 62** was placed on the Informal Calendar.

Senator Coleman moved that **SB 225** be taken up for perfection, which motion prevailed.

Senator Coleman offered **SS** for **SB 225**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 225

An Act to repeal section 565.030, RSMo, and to enact in lieu thereof one new section relating to jury instructions for the offense of murder in the first degree.

Senator Coleman moved that **SS** for **SB 225** be adopted.

Senator Burger assumed the Chair.

Senator Schroer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 225, Page 3, Section 565.030, Line 68, by striking said line and inserting in lieu thereof the following: "by act of the governor, or death **if a majority of the jury agree upon the punishment of death**. The court shall follow".

Senator Schroer moved that the above amendment be adopted.

Senator Moon offered SA 1 to SA 1:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 225, Page 1, Line 1, by inserting immediately after the word "Page" the following: "1, Section TITLE, Line 4, by striking "the offense of murder in the first degree" and inserting in lieu thereof the following: "capital offenses"; and

Further amend said bill, page"; and

Further amend said amendment, line 5, by inserting immediately after "follow"" the following: "; and

Further amend said bill and section, page 4, line 89, by inserting after all of said line the following:

"565.045. 1. Where statutory rape in the first degree or sexual trafficking of a child in the first degree is charged but not submitted or where the state waives the death penalty, the submission to the trier and all subsequent proceedings in the case shall proceed as in all other criminal cases.

2. Where statutory rape in the first degree or sexual trafficking of a child in the first degree is submitted to the trier without a waiver of the death penalty, the trial shall proceed in two stages before the same trier. At the first stage the trier shall decide only whether the defendant is guilty or not guilty of any submitted offense. The issue of punishment shall not be submitted to the trier at the first stage. If an offense is charged other than statutory rape in the first degree or sexual trafficking of a child in the first degree in a count together with a count of statutory rape in the first degree or sexual trafficking of a child in the first degree, the trial judge shall assess punishment on any such offense according to law, after the defendant is found guilty of such offense and after he finds the defendant to be a prior offender pursuant to chapter 558.

3. If statutory rape in the first degree or sexual trafficking of a child in the first degree is submitted and the death penalty was not waived but the trier finds the defendant guilty of a lesser sexual offense, a second stage of the trial shall proceed as in all other criminal cases. The attorneys may then argue as in other criminal cases the issue of punishment, after which the trier shall assess and declare the punishment as in all other criminal cases.

4. If the trier at the first stage of a trial where the death penalty was not waived finds the defendant guilty of statutory rape in the first degree or sexual trafficking of a child in the first degree, a second stage of the trial shall proceed at which the only issue shall be the punishment to be assessed and declared. Evidence in aggravation and mitigation of punishment, may be presented subject to the rules of evidence at criminal trials. Such evidence may include, within the discretion of the court, evidence concerning the victim and the impact of the offense upon the family of the victim and others. Rebuttal and surrebuttal evidence may be presented. The state shall be the first to proceed. If the trier is a jury it shall be instructed on the law. The attorneys may then argue the issue of punishment to the jury, and the state shall have the right to open and close the argument. The trier shall assess and declare the punishment at life imprisonment without eligibility for probation, parole, or release except by act of the governor:

(1) If the trier finds by a preponderance of the evidence that the defendant is intellectually disabled;

(2) If the trier concludes that there is evidence in mitigation of punishment which is sufficient to outweigh the evidence in aggravation of punishment found by the trier; or

(3) If the trier decides under all of the circumstances not to assess and declare the punishment at death. If the trier is a jury it shall be so instructed.

If the trier is a jury it shall be instructed before the case is submitted that if it is unable to decide or agree upon the punishment the court shall assess and declare the punishment at life imprisonment without eligibility for probation, parole, or release except by act of the governor, or death if a majority of the jury agree upon the punishment of death. The court shall follow the same procedure as set out in this section whenever it is required to determine punishment for statutory rape in the first degree or sexual trafficking of a child in the first degree.

5. Upon written agreement of the parties and with leave of the court, the issue of the defendant's intellectual disability may be taken up by the court and decided prior to trial without prejudicing the defendant's right to have the issue submitted to the trier of fact as provided in subsection 4 of this section.

6. As used in this section, the terms "intellectual disability" or "intellectually disabled" refer to a condition involving substantial limitations in general functioning characterized by significantly subaverage intellectual functioning with continual extensive related deficits and limitations in two or more adaptive behaviors such as communication, self-care, home living, social skills, community use, self-direction, health and safety, functional academics, or leisure and work, which conditions are manifested and documented before eighteen years of age.

7. The provisions of this section shall only govern offenses committed on or after August 28, 2025.

Section 1. Notwithstanding the provisions of section 1.140 to the contrary, in the event that any section, provision, clause, phrase, or word of this act or the application thereof is declared invalid under the Constitution of the United States or the Constitution of the State of Missouri, it is the intent of the general assembly that the remaining sections of this act be nonseverable and such decision shall invalidate the remaining sections of this act. The general assembly hereby declares that it would not have passed each section, provision, clause, phrase, or word thereof, if any one or more sections, provisions, clauses, phrases, or words of this act or the application of this act would be declared unenforceable, unconstitutional, or invalid."; and

Further amend the title and enacting clause accordingly".

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

SA 1 to SA 1 was adopted by the following vote:

YEAS—Senators

| | | | | | | |
|---------|----------|--------------|-----------|--------------|--------------|------------|
| Bean | Beck | Bernskoetter | Black | Brattin | Brown (16) | Burger |
| Carter | Cierpiot | Crawford | Fitzwater | Gregory (15) | Gregory (21) | Henderson |
| Hough | Hudson | Luetkemeyer | Moon | Nicola | O'Laughlin | Schnelting |
| Schroer | Trent | Williams—24 | | | | |

NAYS—Senators
 Coleman Mosley Nurrenbern Roberts Washington Webber—6

Absent—Senators
 Brown (26) Lewis McCreery—3

Absent with leave—Senator May—1

Vacancies—None

Senator Schroer moved that **SA 1**, as amended, be adopted and requested a roll call vote be taken. He was joined in his request by Senators Carter, Hudson, Moon, and Nicola.

At the request of Senator Coleman, **SS** for **SB 225** was withdrawn, rendering **SA 1**, as amended, moot.

At the request of Senator Coleman, **SB 225** was placed on the Informal Calendar.

REFERRALS

President Pro Tem O’Laughlin referred the above appointments and reappointments to the Committee on Gubernatorial appointments.

SENATE BILLS FOR PERFECTION

Senator Coleman moved that **SB 223** be taken up for perfection, which motion prevailed.

Senator Coleman offered **SS** for **SB 223**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 223

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to student surveys, with penalty provisions.

Senator Coleman moved that **SS** for **SB 223** be adopted.

Senator Nurrenbern offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 223, Page 2, Section 167.2025, Line 50, by striking “attorney general or the”; and further amend line 54, by striking all of said line; and

Further amend said bill and section, page 3, lines 55-87, by striking all of said lines; and

Further amend said bill and section, page 4, lines 88-95, by striking all of said lines and inserting in lieu thereof the following: “**school, for any intentional or grossly negligent act or omission that constitutes a violation of this section. Such action shall be brought in the county where the violation occurred. If the court finds the defendant's act or omission constitutes gross negligence by a preponderance of the evidence, the court shall impose a fine of five hundred dollars per violation.**”.

Senator Nurrenbern moved that the above amendment be adopted.

At the request of Senator Coleman, **SS** for **SB 223** was withdrawn, rendering **SA 1** moot.

At the request of Senator Coleman, **SB 223** was placed on the Informal Calendar.

At the request of Senator Fitzwater, **SB 45** was placed on the Informal Calendar.

INTRODUCTION OF GUESTS

Senator Washington introduced to the Senate, Bob Kendrick, Kansas City.

On motion of Senator Luetkemeyer, the Senate adjourned until 1:00 p.m., Tuesday, April 1, 2025.

SENATE CALENDAR

FORTY-FOURTH DAY—TUESDAY, APRIL 1, 2025

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

| | |
|----------------------------|-----------------|
| HCS for HB 1116 | HB 207-Hinman |
| HB 596-Brown, C. (16) | HB 825-Stinnett |
| HB 313-Cook | HCS for HB 268 |
| HCS for HBs 513, 413 & 536 | HB 58-Sassmann |
| HCS for HB 267 | HB 122-Veit |
| HB 369-Banderman | HB 397-Peters |
| HB 388-McGaugh | HB 325-Murphy |
| HB 416-Shields | HB 765-Stinnett |
| HCS for HBs 575 & 551 | HCS for HB 202 |
| HCS for HBs 195 & 1119 | HB 780-Chappell |
| HB 437-Hardwick | HCS for HB 1175 |

SENATE BILLS FOR PERFECTION

| | |
|---|------------------------------------|
| 1. SB 99-Crawford, with SCS | 12. SB 133-Fitzwater, with SCS |
| 2. SB 230-Brown (26) | 13. SJR 40-Carter, et al, with SCS |
| 3. SB 185-Cierpiot | 14. SB 104-Bernskoetter, with SCS |
| 4. SB 485-Schroer | 15. SB 271-Black, with SCS |
| 5. SB 266-Fitzwater | 16. SB 217-Black, with SCS |
| 6. SB 360-Carter | 17. SB 240-Burger |
| 7. SBs 166 & 155-Gregory (21), with SCS | 18. SB 506-Schroer |
| 8. SB 80-Gregory (21), with SCS | 19. SB 196-Moon |
| 9. SB 69-Henderson | 20. SB 100-Cierpiot |
| 10. SJR 46-Carter and Fitzwater | 21. SB 83-Burger, with SCS |
| 11. SB 120-Bean | 22. SB 85-Nicola, with SCS |

HOUSE BILLS ON THIRD READING

HCS for HB 75 (Schnelting)
 HCS#2 for HBs 567, 546, 758 & 958
 (Bernskoetter) (In Fiscal Oversight)

HCS for HBs 595 & 343 (Schroer)
 HB 742-Baker, with SCS (Brattin)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 5-Cierpiot
 SB 6-Cierpiot
 SB 8-Bernskoetter
 SB 14-Brown (16)
 SB 23-Brattin, with SCS
 SB 31-Beck
 SB 45-Fitzwater and Carter
 SB 46-Trent and Coleman
 SBs 52 & 44-Schroer and Carter, with SCS,
 SS for SCS & SA 3 (pending)
 SB 54-Schroer, with SCS
 SB 58-Carter and Moon, with SCS
 SB 62-Brown (26), with SCS
 SB 77-Schnelting, et al, with SS, SA 1 &
 SA 1 to SA 1 (pending)

SB 84-Burger
 SB 87-Nicola, with SCS, SS for SCS &
 SA 1 (pending)
 SBs 101 & 64-Cierpiot, with SCS
 SB 107-Brown (16) and Black,
 with SS (pending)
 SB 190-Brown (16) and Gregory (21),
 with SS & SA 2 (pending)
 SBs 215 & 70-Trent, with SCS
 SB 223-Coleman
 SB 225-Coleman
 SJR 62-Cierpiot

HOUSE BILLS ON THIRD READING

HCS for HBs 594 & 508, with SA 1 (pending) (Trent)

RESOLUTIONS

SR 18-May
 SR 32-Moon

SR 39-Nurrenbern

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