

Journal of the Senate

SECOND REGULAR SESSION

FORTY-FIRST DAY—THURSDAY, MARCH 15, 2018

The Senate met pursuant to adjournment.

President Parson in the Chair.

Reverend Carl Gauck offered the following prayer:

“My soul will be satisfied as with the richness of foods; with singing lips my mouth will praise you.” (Psalm 63:5)

Almighty God, as we finish up here this day we will have time to reflect on what we truly need given days and evenings for recreation with loved ones and time with others. We are thankful for this time to be as busy or lazy as we want and to continue to strengthen our relationship with those You have given us to love. So grant us safe travel and an appreciation of all You have given us for us to use and love those in our lives. In Your Holy Name we pray. 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

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The Lieutenant Governor was present.

The Senate observed a moment of silence in memory of Cara Loughran.

RESOLUTIONS

Senator Cunningham offered Senate Resolution No. 1519, regarding Richard and Sharon Mann, Marshfield, which was adopted.

Senators Crawford, Rizzo, Chappelle-Nadal, Curls, Hummel, Holsman, Nasheed, Schupp, Sifton, and Walsh offered Senate Resolution No. 1520, regarding the Eightieth Birthday of James L. “Jim” Mathewson, Sedalia, which was adopted.

Senator Dixon offered Senate Resolution No. 1521, regarding Miles Yocom, Springfield, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 850**; **SS** for **SB 704**; **SCS** for **SB 672**; and **SS** for **SB 870**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Senator Cunningham, Chairman of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SS** for **SCS** for **SBs 603, 576 and 898**; **SS** for **SCS** for **SB 707**; **SB 773**; **HB 1769**, with **SCS**; and **HB 1413**, with **SCS**, begs leave to report that it has considered the same and recommends that the bills do pass.

President Pro Tem Richard assumed the Chair.

Senator Schaaf, Chairman of the Committee on Health and Pensions, submitted the following report:

Mr. President: Your Committee on Health and Pensions, to which was referred **SB 575**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

President Parson assumed the Chair.

Senator Richard, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Kurt L. Killen, Republican, as a member of the Platte County Election Board; and

Opeoluwa Sotonwa, as a member of the Missouri 911 Service Board.

Senator Richard requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Richard moved that the committee reports be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

HOUSE BILLS ON THIRD READING

Senator Romine moved that **HB 1291**, with **SCS** and **SA 3** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 3 was again taken up.

At the request of Senator Schatz, **SA 3** was withdrawn.

Senator Romine offered **SS** for **SCS** for **HB 1291**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1291

An Act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 87.135, 92.105, 92.111, 92.115, 94.900, 108.120, 137.555, 137.556, 162.441, 184.503, 227.600, RSMo, and to enact in lieu thereof twenty-two new sections relating to political subdivisions.

Senator Romine moved that **SS** for **SCS** for **HB 1291** be adopted.

President Pro Tem Richard assumed the Chair.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1291, Page 1, Section A, Line 8, by inserting after all of said line the following:

“32.087. 1. Within ten days after the adoption of any ordinance or order in favor of adoption of any local sales tax authorized under the local sales tax law by the voters of a taxing entity, the governing body or official of such taxing entity shall forward to the director of revenue by United States registered mail or certified mail a certified copy of the ordinance or order. The ordinance or order shall reflect the effective date thereof.

2. Any local sales tax so adopted shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of adoption of the local sales tax, except as provided in subsection 18 of this section, and shall be imposed on all transactions on which the Missouri state sales tax is imposed.

3. **(1)** Every retailer within the jurisdiction of one or more taxing entities which has imposed one or more local sales taxes under the local sales tax law shall add all taxes so imposed along with the tax imposed by the sales tax law of the state of Missouri to the sale price and, when added, the combined tax shall constitute a part of the price, and shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. The combined rate of the state sales tax and all local sales taxes shall be the sum of the rates, multiplying the combined rate times the amount of the sale.

(2) For all tax years beginning on or after January 1, 2019, the total combined rate of sales taxes under the local sales tax law for any given taxing jurisdiction shall not exceed seven and two hundred seventy-five thousandths percent.

4. The brackets required to be established by the director of revenue under the provisions of section

144.285 shall be based upon the sum of the combined rate of the state sales tax and all local sales taxes imposed under the provisions of the local sales tax law.

5. (1) The ordinance or order imposing a local sales tax under the local sales tax law shall impose a tax upon all transactions upon which the Missouri state sales tax is imposed to the extent and in the manner provided in sections 144.010 to 144.525, and the rules and regulations of the director of revenue issued pursuant thereto; except that the rate of the tax shall be the sum of the combined rate of the state sales tax or state highway use tax and all local sales taxes imposed under the provisions of the local sales tax law.

(2) Notwithstanding any other provision of law to the contrary, local taxing jurisdictions, except those in which voters have approved a local use tax under section 144.757, shall have placed on the ballot on or after the general election in November 2014, but no later than the general election in November 2018, whether to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the _____ (local jurisdiction's name) discontinue applying and collecting the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in a reduction of local revenue to provide for vital services for _____ (local jurisdiction's name) and it will place Missouri dealers of motor vehicles, outboard motors, boats, and trailers at a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

YES

NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(3) If the ballot question set forth in subdivision (2) of this subsection receives a majority of the votes cast in favor of the proposal, or if the local taxing jurisdiction fails to place the ballot question before the voters on or before the general election in November 2018, the local taxing jurisdiction shall cease applying the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer.

(4) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection be placed before the voters, the governing body of any local taxing jurisdiction that had previously imposed a local use tax on the use of motor vehicles, trailers, boats, and outboard motors may, at any time, place a proposal on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(5) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection

be placed before the voters on or after the general election in November 2014, and on or before the general election in November 2018, whenever the governing body of any local taxing jurisdiction imposing a local sales tax on the sale of motor vehicles, trailers, boats, and outboard motors receives a petition, signed by fifteen percent of the registered voters of such jurisdiction voting in the last gubernatorial election, and calling for a proposal to be placed on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer, the governing body shall submit to the voters of such jurisdiction a proposal to repeal application of the local sales tax to such titling. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(6) Nothing in this subsection shall be construed to authorize the voters of any jurisdiction to repeal application of any state sales or use tax.

(7) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed, such repeal shall take effect on the first day of the second calendar quarter after the election. If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is required to cease to be applied or collected due to failure of a local taxing jurisdiction to hold an election pursuant to subdivision (2) of this subsection, such cessation shall take effect on March 1, 2019.

(8) Notwithstanding any provision of law to the contrary, if any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed after the general election in November 2014, or if the taxing jurisdiction failed to present the ballot to the voters at a general election on or before November 2018, then the governing body of such taxing jurisdiction may, at any election subsequent to the repeal or after the general election in November 2018, if the jurisdiction failed to present the ballot to the voters, place before the voters the issue of imposing a sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 that were purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the _____ (local jurisdiction's name) apply and collect the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in an increase of local revenue to provide for vital services for _____ (local jurisdiction's name), and it will remove a competitive advantage that non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers have over Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

YES

NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(9) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is adopted, such tax shall take effect and be imposed on the first day of the second calendar quarter after the election.

6. On and after the effective date of any local sales tax imposed under the provisions of the local sales tax law, the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the tax, and the director of revenue shall collect in addition to the sales tax for the state of Missouri all additional local sales taxes authorized under the authority of the local sales tax law. All local sales taxes imposed under the local sales tax law together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue.

7. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057, the uniform confidentiality provision, shall apply to the collection of any local sales tax imposed under the local sales tax law except as modified by the local sales tax law.

8. All exemptions granted to agencies of government, organizations, persons and to the sale of certain articles and items of tangible personal property and taxable services under the provisions of sections 144.010 to 144.525, as these sections now read and as they may hereafter be amended, it being the intent of this general assembly to ensure that the same sales tax exemptions granted from the state sales tax law also be granted under the local sales tax law, are hereby made applicable to the imposition and collection of all local sales taxes imposed under the local sales tax law.

9. The same sales tax permit, exemption certificate and retail certificate required by sections 144.010 to 144.525 for the administration and collection of the state sales tax shall satisfy the requirements of the local sales tax law, and no additional permit or exemption certificate or retail certificate shall be required; except that the director of revenue may prescribe a form of exemption certificate for an exemption from any local sales tax imposed by the local sales tax law.

10. All discounts allowed the retailer under the provisions of the state sales tax law for the collection of and for payment of taxes under the provisions of the state sales tax law are hereby allowed and made applicable to any local sales tax collected under the provisions of the local sales tax law.

11. The penalties provided in section 32.057 and sections 144.010 to 144.525 for a violation of the provisions of those sections are hereby made applicable to violations of the provisions of the local sales tax law.

12. (1) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax law, all sales, except the sale of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, shall be deemed to be consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination. In the event a retailer has more than one place of business in this state which participates in the sale, the sale shall be deemed to be consummated at the place of business of the retailer where the initial order for the tangible personal property is taken, even though the order must be forwarded elsewhere for acceptance, approval of credit, shipment or billing. A sale by a retailer's agent or employee shall be deemed to be consummated at the place of business from which he works.

(2) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax

law, the sales tax upon the titling of all motor vehicles, trailers, boats, and outboard motors shall be imposed at the rate in effect at the location of the residence of the purchaser, and remitted to that local taxing entity, and not at the place of business of the retailer, or the place of business from which the retailer's agent or employee works.

(3) For the purposes of any local tax imposed by an ordinance or under the local sales tax law on charges for mobile telecommunications services, all taxes of mobile telecommunications service shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 through 124, as amended.

13. Local sales taxes shall not be imposed on the seller of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, but shall be collected from the purchaser by the director of revenue at the time application is made for a certificate of title, if the address of the applicant is within a taxing entity imposing a local sales tax under the local sales tax law.

14. The director of revenue and any of his deputies, assistants and employees who have any duties or responsibilities in connection with the collection, deposit, transfer, transmittal, disbursement, safekeeping, accounting, or recording of funds which come into the hands of the director of revenue under the provisions of the local sales tax law shall enter a surety bond or bonds payable to any and all taxing entities in whose behalf such funds have been collected under the local sales tax law in the amount of one hundred thousand dollars for each such tax; but the director of revenue may enter into a blanket bond covering himself and all such deputies, assistants and employees. The cost of any premium for such bonds shall be paid by the director of revenue from the share of the collections under the sales tax law retained by the director of revenue for the benefit of the state.

15. The director of revenue shall annually report on his management of each trust fund which is created under the local sales tax law and administration of each local sales tax imposed under the local sales tax law. He shall provide each taxing entity imposing one or more local sales taxes authorized by the local sales tax law with a detailed accounting of the source of all funds received by him for the taxing entity. Notwithstanding any other provisions of law, the state auditor shall annually audit each trust fund. A copy of the director's report and annual audit shall be forwarded to each taxing entity imposing one or more local sales taxes.

16. Within the boundaries of any taxing entity where one or more local sales taxes have been imposed, if any person is delinquent in the payment of the amount required to be paid by him under the local sales tax law or in the event a determination has been made against him for taxes and penalty under the local sales tax law, the limitation for bringing suit for the collection of the delinquent tax and penalty shall be the same as that provided in sections 144.010 to 144.525. Where the director of revenue has determined that suit must be filed against any person for the collection of delinquent taxes due the state under the state sales tax law, and where such person is also delinquent in payment of taxes under the local sales tax law, the director of revenue shall notify the taxing entity in the event any person fails or refuses to pay the amount of any local sales tax due so that appropriate action may be taken by the taxing entity.

17. Where property is seized by the director of revenue under the provisions of any law authorizing seizure of the property of a taxpayer who is delinquent in payment of the tax imposed by the state sales tax law, and where such taxpayer is also delinquent in payment of any tax imposed by the local sales tax law, the director of revenue shall permit the taxing entity to join in any sale of property to pay the delinquent

taxes and penalties due the state and to the taxing entity under the local sales tax law. The proceeds from such sale shall first be applied to all sums due the state, and the remainder, if any, shall be applied to all sums due such taxing entity.

18. If a local sales tax has been in effect for at least one year under the provisions of the local sales tax law and voters approve reimposition of the same local sales tax at the same rate at an election as provided for in the local sales tax law prior to the date such tax is due to expire, the tax so reimposed shall become effective the first day of the first calendar quarter after the director receives a certified copy of the ordinance, order or resolution accompanied by a map clearly showing the boundaries thereof and the results of such election, provided that such ordinance, order or resolution and all necessary accompanying materials are received by the director at least thirty days prior to the expiration of such tax. Any administrative cost or expense incurred by the state as a result of the provisions of this subsection shall be paid by the city or county reimposing such tax.”; and

Further amend the title and enacting clause accordingly.

Senator Koenig 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, Onder and Sifton.

At the request of Senator Koenig, **SA 1** was withdrawn.

Senator Emery offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1291, Pages 22-23, Section 92.105, by striking all of said section from the bill; and

Further amend said bill, pages 23-24, section 92.111, by striking all of said section from the bill; and

Further amend said bill, pages 24-25, section 92.115, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Emery moved that the above amendment be adopted.

Senator Cierpiot offered **SSA 1** for **SA 2**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1291, Pages 22-23, Section 92.105, by striking all of said section from the bill; and

Further amend said bill, pages 23-24, section 92.111, by striking all of said section from the bill; and

Further amend said bill, pages 24-25, section 92.115, by striking all of said section from the bill; and

Further amend said bill, pages 35-40, section 184.503, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

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

Senator Libla offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Bill No. 1291, Page 2, Section 41.657, Line 24 of such page, by inserting after all of said line the following:

“52.240. 1. The statement and receipt required by section 52.230 shall be mailed to the address of the taxpayer as shown by the county assessor on the current tax books **or, upon written consent to the collector by the taxpayer, to the address of the taxpayer’s designee**, and postage for the mailing of the statements and receipts shall be furnished by the county commission or the statement and receipt may be electronically transmitted to the electronic address provided and authorized by the taxpayer to the collector of revenue. The failure of the taxpayer to receive the notice provided for in section 52.230 in no case relieves the taxpayer of any tax liability imposed by law.

2. No penalty or interest imposed under any law shall be charged on any real or personal property tax when the county collector certifies due to system failures or other reason that the statement required by section 52.230 was mailed less than thirty days prior to the delinquent date and the taxpayer paid taxes owed by fifteen days after the delinquent date or fifteen days after the certified date of mailing, whichever is later.

3. No penalty or interest imposed under any law shall be charged on any real or personal property tax when there is clear and convincing evidence that the county made an error or omission in determining taxes owed by a taxpayer.

4. Any taxpayer claiming that the county made an error or omission in determining taxes owed may submit a written request for a refund of penalties, interest, or taxes to the county commission or governing body of the county. If the county commission or governing body of the county approves the refund, then such penalties, interest, or taxes shall be refunded as provided in section 139.031. The county commission shall approve or disapprove the taxpayer’s written request within thirty days of receiving said request. The county collector shall refund penalties, interest, and taxes if the county made an error or omission in determining taxes owed by the taxpayer.

5. Nothing in this section shall relieve a taxpayer from paying taxes owed by December thirty-first and paying penalties and interest owed for failing to pay all taxes by December thirty-first, except as provided with regard to penalties and interest by subsection 2 of this section.”; and

Further amend the title and enacting clause accordingly.

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

Senator Romine moved that **SS for SCS for HB 1291**, as amended, be adopted, which motion prevailed.

On motion of Senator Romine, **SS for SCS for HB 1291**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Hegeman	Hoskins	Hummel	Kehoe	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine	Rowden	Sater
Schatz	Schupp	Wallingford	Walsh	Wasson—26		

NAYS—Senators

Eigel Emery Koenig Schaaf Sifton Wieland—6

Absent—Senators—None

Absent with leave—Senators Holsman—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Romine, title to the bill was agreed to.

Senator Romine moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Sater moved that **SB 953**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 953**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 953

An Act to repeal sections 195.015 and 195.017, RSMo, and to enact in lieu thereof two new sections relating to schedules of controlled substances.

Was taken up.

Senator Sater moved that **SCS** for **SB 953** be adopted, which motion prevailed.

On motion of Senator Sater, **SCS** for **SB 953** was declared perfected and ordered printed.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SBs 603, 576 and 898**, introduced by Senator Onder, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 603, 576 and 898

An Act to repeal sections 161.670, 167.121, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof seven new sections relating to virtual education, with an effective date.

Was taken up.

On motion of Senator Onder, **SS** for **SCS** for **SBs 603, 576 and 898** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton

Wallingford Walsh Wasson Wieland—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Onder, title to the bill was agreed to.

Senator Onder moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for SCS for SB 707, introduced by Senator Schatz, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 707

An Act repeal sections 301.213, 301.550, 301.553, 301.557, 301.559, 301.560, 301.562, 301.563, 301.564, 301.566, 301.568, and 301.570, RSMo, and to enact in lieu thereof twelve new sections relating to vehicle sales, with existing penalty provisions.

Was taken up.

On motion of Senator Schatz, **SS for SCS for SB 707** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wieland—30					

NAYS—Senator Schaaf—1

Absent—Senator Wasson—1

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Schatz, title to the bill was agreed to.

Senator Schatz moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 773, introduced by Senator Hoskins, entitled:

An Act to repeal section 143.183, RSMo, and to enact in lieu thereof one new section relating to income tax for certain nonresidents.

Was taken up.

On motion of Senator Hoskins, **SB 773** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz	Schupp	Sifton
Wallingford	Walsh	Wasson	Wieland—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Hoskins, title to the bill was agreed to.

Senator Hoskins moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for SB 705, introduced by Senator Riddle, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 705

An Act to repeal section 386.266, RSMo, and to enact in lieu thereof two new sections relating to rate adjustments outside of general rate proceedings for certain public utilities.

Was taken up.

On motion of Senator Riddle, **SS for SB 705** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Cierpiot	Crawford	Cunningham	Curls	Dixon	Eigel
Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schatz	Sifton	Wallingford	Walsh	Wasson	Wieland—28

NAYS—Senators

Chappelle-Nadal	Nasheed	Schaaf	Schupp—4
-----------------	---------	--------	----------

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Riddle, title to the bill was agreed to.

Senator Riddle moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SS for SCS for SB 547, introduced by Senator Munzlinger, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 547

An Act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof seventeen new sections relating to industrial hemp, with penalty provisions.

Was taken up.

On motion of Senator Munzlinger, **SS for SCS for SB 547** was read the 3rd time and passed by the following vote:

YEAS—Senators

Chappelle-Nadal	Cierpiot	Cunningham	Curls	Dixon	Eigel	Emery
Hegeman	Hoskins	Hummel	Kehoe	Koenig	Libla	Munzlinger
Nasheed	Onder	Richard	Riddle	Rizzo	Romine	Rowden
Sater	Schaaf	Schatz	Schupp	Sifton	Wallingford	Walsh

Wasson—29

NAYS—Senators

Brown Crawford Wieland—3

Absent—Senators—None

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Munzlinger, title to the bill was agreed to.

Senator Munzlinger moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

SB 743, introduced by Senator Sater, entitled:

An Act to repeal section 162.401, RSMo, and to enact in lieu thereof one new section relating to bonding requirements for treasurers of seven-director school districts.

Was taken up.

On motion of Senator Sater, **SB 743** was read the 3rd time and passed by the following vote:

YEAS—Senators

Brown	Chappelle-Nadal	Cierpiot	Crawford	Cunningham	Curls	Dixon
Eigel	Emery	Hegeman	Hoskins	Hummel	Kehoe	Koenig
Libla	Munzlinger	Nasheed	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schatz	Schupp	Sifton	Wallingford
Walsh	Wasson	Wieland—31				

NAYS—Senators—None

Absent—Senator Schaaf—1

Absent with leave—Senator Holsman—1

Vacancies—1

The President declared the bill passed.

On motion of Senator Sater, title to the bill was agreed to.

Senator Sater moved that the vote by which the bill passed be reconsidered.

Senator Kehoe moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Kehoe, Chairman 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 **SCS** for **SB 953**, 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.

Senator Sater, Chairman of the Committee on Seniors, Families and Children, submitted the following report:

Mr. President: Your Committee on Seniors, Families and Children, to which was referred **SB 846**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Senator Rowden assumed the Chair.

SECOND READING OF SENATE BILLS

The following Joint Resolutions were read the 2nd time and referred to the Committees indicated:

SJR 37—Rules, Joint Rules, Resolutions and Ethics.

SJR 38—Rules, Joint Rules, Resolutions and Ethics.

SJR 39—Rules, Joint Rules, Resolutions and Ethics.

SJR 40—General Laws.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committees indicated:

HCS for HB 1873—Agriculture, Food Production and Outdoor Resources.

HB 1428—Local Government and Elections.

HB 1896—Professional Registration.

HB 1607—Agriculture, Food Production and Outdoor Resources.

HCS for HB 1928—Professional Registration.

HB 1945—Agriculture, Food Production and Outdoor Resources.

HCS for HB 1618—Seniors, Families and Children.

HCS for HB 2079—Professional Registration.

HB 1265—Local Government and Elections.

HB 1797—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 1525—Government Reform.

HB 1250—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 1358—General Laws.

HCS for HB 2116—Transportation, Infrastructure and Public Safety.

HB 2102—Agriculture, Food Production and Outdoor Resources.

HB 1646—Transportation, Infrastructure and Public Safety.

HB 2238—Education.

HCS for HB 1895—Seniors, Families and Children.

HB 1613—Transportation, Infrastructure and Public Safety.

HCS for HB 1456—Commerce, Consumer Protection, Energy and the Environment.

HB 2110—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 1947—Local Government and Elections.

HCS for HB 2104—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 1623—Economic Development.

HCS for HB 2062—Transportation, Infrastructure and Public Safety.

HCS for HB 1868—Seniors, Families and Children.

HB 1625—Agriculture, Food Production and Outdoor Resources.

HB 1442—Local Government and Elections.

HB 1679—Education.

HB 1892—Transportation, Infrastructure and Public Safety.

HCS for HB 1645—Government Reform.

HB 1953—Health and Pensions.

HB 2122—Transportation, Infrastructure and Public Safety.

HB 1344—Judiciary and Civil and Criminal Jurisprudence.

HB 1800—Commerce, Consumer Protection, Energy and the Environment.

HB 1874—Small Business and Industry.

HCS for HB 1364—Commerce, Consumer Protection, Energy and the Environment.

HCS for HB 1713—Seniors, Families and Children.

HCS for HB 1714—Seniors, Families and Children.

HB 2026—Judiciary and Civil and Criminal Jurisprudence.

HB 2043—General Laws.

HCS for HB 2042—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 1991—Commerce, Consumer Protection, Energy and the Environment.

HCS for HB 1614—Agriculture, Food Production and Outdoor Resources.

HCS for HB 1461—Seniors, Families and Children.

HB 1600—Transportation, Infrastructure and Public Safety.

HCS for HBs 1729, 1621 & 1436—General Laws.

COMMUNICATIONS

President Pro Tem Richard submitted the following:

SENATE HEARING SCHEDULE

99th GENERAL ASSEMBLY

SECOND REGULAR SESSION

MARCH 15, 2018

	Monday	Tuesday	Wednesday	Thursday
8:00 a.m.		Insurance and Banking SL (Wieland) Ways and Means SCR 1 (Wallingford) Appropriations SCR 2 (Brown)	Seniors, Families and Children SL (Sater) Government Reform SCR 1 (Rowden) Progress and Development SCR 2 (Walsh)	Transportation, Infrastructure and Public Safety SL (Schatz) Veterans and Military Affairs SCR 1 (Hoskins) Appropriations SCR 2 (Brown)
9:00 a.m.		Rules, Joint Rules, Resolutions and Ethics SL (Kehoe)	Appropriations SCR 2 (Brown)	Fiscal Oversight SCR 1 (Cunningham)
12:00 p.m.		Local Government and Elections SL (Hegeman) Small Business and Industry SCR 1 (Libla)	Gubernatorial Appointments SL (Richard) Health and Pensions SCR 1 (Schaaf)	
1:00 p.m.		Economic Development SL (Wasson) Education SCR 1 (Romine)	Commerce, Consumer Protection, Energy and the Environment SL (Emery) General Laws SCR 1 (Onder)	
2:00 p.m.	Judiciary and Civil and Criminal Jurisprudence SL (Dixon) Professional Registration SCR 1 (Riddle) Agriculture, Food Production and Outdoor Resources SCR 2 (Munzlinger)			

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 2014**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2016; provided that no funds from these sections shall be expended for the purpose of costs associated with the travel or staffing of the offices of the Governor, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, or Attorney General.

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 1872**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto nine new sections relating to broadband internet service.

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 1578**, entitled:

An Act to repeal sections 507.040, 507.050, 508.010, 508.012, and 537.762, RSMo, and to enact in lieu thereof six new sections relating to civil procedure in tort claims.

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 1443**, entitled:

An Act to repeal sections 208.024 and 208.182, RSMo, and to enact in lieu thereof one new section relating to temporary assistance for needy families benefits, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1388**, entitled:

An Act to repeal sections 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof six new sections relating to certain sports contests.

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 1719**, entitled:

An Act to repeal sections 324.920, 324.1108, 327.221, 327.312, 330.030, 331.030, 332.131, 334.530, 334.655, 336.030, 341.170, 344.030, 374.715, 374.784, and 632.005, RSMo, and to enact in lieu thereof twenty-five new sections relating to professional registration.

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 2277** and **1983**, entitled:

An Act to repeal section 301.142, RSMo, and to enact in lieu thereof one new section relating to license plates and windshield placards for permanently disabled persons.

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 1828**, entitled:

An Act to amend chapter 273, RSMo, by adding thereto one new section relating to animals, with penalty provisions and a delayed effective date.

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 2127**, entitled:

An Act to repeal sections 334.036, 334.037, 334.104, and 334.735, RSMo, and to enact in lieu thereof four new sections relating to assistant physicians.

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 1831**, entitled:

An Act to repeal section 144.049, RSMo, and to enact in lieu thereof one new section relating to a sales tax holiday.

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 2208**, entitled:

An Act to repeal sections 115.225, 115.237, and 115.287, RSMo, and to enact in lieu thereof three new sections relating to elections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Hoskins introduced to the Senate, Alex Bauer, Loose Creek; and Alex was made an honorary page.

Senator Sater introduced to the Senate, Megan Jobes, and her children, Harrison and McKenna, Rogersville; and Harrison and McKenna were made honorary pages.

Senator Kehoe introduced to the Senate, the Physician of the Day, Frances Mei Hardin, MD, Columbia.

Senator Schupp introduced to the Senate, Joy Williams, her father, James, and Kellie Jones, St. Louis; and Leo Gard, Los Angeles, California.

Senator Schatz introduced to the Senate, Mayor Jim Bowlin, Wildwood.

Senator Emery introduced to the Senate, Chloe Bartlett, Miss Missouri Teen USA 2018, Liberal.

Senator Walsh introduced to the Senate, her brother, Philip Rone, and his wife, Julie, O'Fallon.

Senator Kehoe introduced to the Senate, teachers Mrs. Wolken and Mrs. Ferguson, and fourth-grade students from Immaculate Conception School, Jefferson City.

Senator Kehoe introduced to the Senate, Bishop Shawn McKnight, and Monsignor Robert Kurwicki, Jefferson City.

Senator Romine introduced to the Senate, teachers and students from St. Joseph Catholic School, Farmington.

On motion of Senator Kehoe, the Senate adjourned until 10:00 a.m., Wednesday, March 21, 2018.

SENATE CALENDAR

FORTY-SECOND DAY—WEDNESDAY, MARCH 21, 2018

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1080-Rizzo	SB 1092-Hoskins
SB 1081-Rizzo	SB 1093-Hoskins
SB 1082-Rizzo	SB 1094-Hoskins
SB 1083-Walsh	SB 1095-Hoskins
SB 1084-Schatz	SB 1096-Romine
SB 1085-Chappelle-Nadal	SB 1097-Sifton
SB 1086-Crawford	SB 1098-Sater
SB 1087-Rowden	SB 1099-Hummel and Nasheed
SB 1088-Rowden	SB 1100-Riddle
SB 1089-Wallingford	SB 1101-Schupp
SB 1090-Hummel	SB 1102-Kehoe
SB 1091-Nasheed	

HOUSE BILLS ON SECOND READING

HB 1469-Davis	HCS for HB 1872
HB 1968-Grier	HB 1578-Kolkmeyer
HB 2187-Walker (3)	HCS for HB 1443
HB 2196-Tate	HCS for HB 1388
HB 1517-McCann Beatty	HB 1719-Grier
HB 1573-Rowland (155)	HCS for HBs 2277 & 1983
HB 1893-Baringer	HCS for HB 1828
HB 2243-Houghton	HCS for HB 2127
HB 2318-Marshall	HB 1831-Ruth
HB 2330-Beck	HB 2208-Curtman
HB 2347-Davis	
HCS for HB 2014	

THIRD READING OF SENATE BILLS

- | | |
|---|--------------------------|
| 1. SS for SB 579-Libla (In Fiscal Oversight) | 5. SS for SB 704-Hegeman |
| 2. SS for SB 699-Sifton (In Fiscal Oversight) | 6. SCS for SB 672-Koenig |
| 3. SS#2 for SCS for SB 590-Hegeman
(In Fiscal Oversight) | 7. SS for SB 870-Hegeman |
| 4. SB 850-Wallingford | 8. SCS for SB 953-Sater |

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------|------------------------------|
| 1. SB 578-Romine | 13. SB 990-Hegeman, with SCS |
| 2. SB 666-Onder | 14. SB 862-Schatz, with SCS |
| 3. SB 802-Nasheed, with SCS | 15. SB 920-Riddle |
| 4. SB 982-Wieland | 16. SB 919-Libla |
| 5. SB 981-Wieland | 17. SB 822-Hegeman, with SCS |
| 6. SB 928-Onder, with SCS | 18. SB 652-Nasheed, with SCS |
| 7. SB 782-Cunningham, with SCS | 19. SB 693-Wallingford |
| 8. SB 553-Dixon, with SCS | 20. SB 890-Riddle, with SCS |
| 9. SB 966-Rowden, with SCS | 21. SB 697-Romine |
| 10. SB 706-Riddle | 22. SJR 25-Romine |
| 11. SB 917-Crawford, with SCS | 23. SB 808-Brown |
| 12. SB 884-Koenig | |

HOUSE BILLS ON THIRD READING

- | | |
|-----------------------------------|----------------------------------|
| HB 1769-Mathews,with SCS (Schatz) | HB 1413-Taylor, with SCS (Onder) |
|-----------------------------------|----------------------------------|

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| SB 546-Munzlinger, with SS#4 (pending) | SB 591-Hegeman, with SCS |
| SB 550-Wasson, with SCS | SB 596-Riddle, with SCS |
| SB 552-Dixon, with SS (pending) | SB 599-Schatz |
| SBs 555 & 609-Brown, with SCS | SB 602-Onder, with SCS |
| SB 561-Sater, with SA 1 (pending) | SB 612-Koenig, with SCS, SS#2 for SCS,
SA 2, SSA 1 for SA 2 & SA 1 to SSA 1
for SA 2 (pending) |
| SB 567-Cunningham, with SCS, SS for SCS,
SA 1 & SA 1 to SA 1 (pending) | |

SBs 617, 611 & 667-Eigel, with SCS & SS for SCS (pending)	SB 837-Rowden
SB 663-Schatz, with SCS (pending)	SB 848-Riddle
SB 674-Koenig	SB 849-Kehoe and Schupp, with SCS, SA 1 & SA 1 to SA 1 (pending)
SB 730-Wallingford, with SCS & SA 1 (pending)	SB 860-Koenig, with SCS, SS for SCS & SA 1 (pending)
SB 751-Schatz	SB 861-Hegeman, with SCS
SB 767-Hoskins, with SCS, SS for SCS & SA 2 (pending)	SB 865-Kehoe
SB 774-Munzlinger	SB 893-Sater, with SCS, SS for SCS & SA 1 (pending)
SB 786-Schupp, with SA 3 (pending)	SB 907-Kehoe, with SCS
SB 813-Riddle, with SCS & SA 1 (pending)	SB 912-Rowden, with SCS & SS#3 for SCS (pending)
SB 832-Rowden, with SCS	

HOUSE BILLS ON THIRD READING

HB 1303-Alferman, with SCS (Rowden) SS for SCS for HB 1350-Smith (163) (Rowden) (In Fiscal Oversight)	HB 1691-Miller, with SCS (Emery)
---	----------------------------------

CONSENT CALENDAR

Senate Bills

Reported 3/8

SBs 999 & 1000-Rowden, with SCS

Reported 3/15

SB 575-Wallingford

SB 846-Schupp, with SCS

RESOLUTIONS

SR 1137-Walsh, with SS (pending)

SR 1487-Schaaf

✓