

# Journal of the Senate

FIRST REGULAR SESSION

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**SEVENTEENTH DAY - THURSDAY, FEBRUARY 2, 2023**

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The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Carl Gauck offered the following prayer:

"For whoever finds me finds life and obtains favor from the Lord." (Proverbs 8:35)

Loving Father, as we come to the end of our week here and return to those You have given to us, let every interaction we have and every word we hear and read let us find wisdom that leads us to loving actions and deeds and may all we do find favor in Your sight. 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

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

## RESOLUTIONS

Senator Coleman offered Senate Resolution No. 107, regarding Andrew Dacus, Arnold, which was adopted.

## INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

**SB 588**—By Hoskins.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to an income tax deduction for certain farmers.

**SB 589**—By Koenig.

An Act to repeal section 161.092, RSMo, and to enact in lieu thereof one new section relating to the state board of education.

**SB 590**—By Brattin.

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste disposal area permits.

**SB 591**—By Bernskoetter.

An Act to repeal section 386.050, RSMo, and to enact in lieu thereof one new section relating to commissioners of the public service commission.

**SB 592**—By Roberts.

An Act to amend chapters 217 and 221, RSMo, by adding thereto two new sections relating to inmate domestic phone call fees.

**SB 593**—By May.

An Act to amend chapters 34 and 620, RSMo, by adding thereto two new sections relating to the promotion of business development.

**REPORTS OF STANDING COMMITTEES**

Senator Rowden, 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:

William E. Davis, as a member of the Board of Cosmetology and Barber Examiners;

Also,

Allen W. Blair, as a member of the Missouri Real Estate Commission;

Also,

Roy L. Richter, Republican, as a member of the Public Defender Commission;

Also,

Alyssa L. Bish, as Director of the Division of Personnel for the Office of Administration; and

Also,

Warren Erdman, Republican, and Brian Treece, Democrat, as members of the State Highways and Transportation Commission.

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

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

President Pro Tem Rowden assumed the Chair.

Senator Hoskins, Chair of the Committee on Economic Development and Tax Policy, submitted the following report:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SJR 3**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Senator Koenig, Chair of the Committee on Education and Workforce Development, submitted the following reports:

Mr. President: Your Committee on Education and Workforce Development, to which was referred **SB 5**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Education and Workforce Development, to which was referred **SB 81**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Eigel, Chair of the Committee on Veterans, Military Affairs and Pensions, submitted the following report:

Mr. President: Your Committee on Veterans, Military Affairs and Pensions, to which was referred **SB 100**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bernskoetter, Chair of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **SB 21**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 109**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 116**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (16), Chair of the Committee on Emerging Issues, submitted the following report:

Mr. President: Your Committee on Emerging Issues, to which was referred **SB 39**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 117**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions, and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions, and Ethics, to which was referred **SCR 4**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

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

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SB 111**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Eslinger, Chair of the Committee on Governmental Accountability, submitted the following report:

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 110**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Coleman, Chair of the Committee on Health and Welfare, submitted the following report:

Mr. President: Your Committee on Health and Welfare, to which were referred **SB 45** and **SB 90**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

### **MESSAGES FROM THE HOUSE**

The following message was 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 **HJR 43**, entitled:

A Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 50, 51, and 52(b) of Article III of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to constitutional amendments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

**THIRD READING OF SENATE BILLS**

**SS** for **SB 51**, introduced by Senator Eslinger, entitled:

SENATE SUBSTITUTE FOR  
SENATE BILL NO. 51

An Act to repeal sections 334.100, 334.506, and 334.613, RSMo, and to enact in lieu thereof three new sections relating to the scope of practice for physical therapists.

Was taken up.

On motion of Senator Eslinger, **SS** for **SB 51** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

NAYS—Senator O’Laughlin—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

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

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

Senator O’Laughlin moved that motion lay on the table, which motion prevailed.

Senator Bean assumed the Chair.

**SECOND READING OF SENATE BILLS**

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

**SB 172**—Education and Workforce Development.

**SB 173**—Health and Welfare.

**SB 174**—Governmental Accountability.

**SB 175**—Education and Workforce Development.

**SB 176**—Economic Development and Tax Policy.

**SB 177**—Governmental Accountability.

**SB 178**—Economic Development and Tax Policy.

- SB 179**—Insurance and Banking.
- SB 180**—Local Government and Elections.
- SB 181**—Insurance and Banking.
- SB 182**—Local Government and Elections.
- SB 183**—Health and Welfare.
- SB 184**—Progress and Development.
- SB 185**—General Laws.
- SB 186**—Insurance and Banking.
- SB 187**—Insurance and Banking.
- SB 188**—Transportation, Infrastructure and Public Safety.
- SB 189**—Judiciary and Civil and Criminal Jurisprudence.
- SB 190**—General Laws.
- SB 191**—Transportation, Infrastructure and Public Safety.
- SB 192**—Appropriations.
- SB 193**—General Laws.
- SB 194**—Agriculture, Food Production and Outdoor Resources.
- SB 195**—Judiciary and Civil and Criminal Jurisprudence.
- SB 196**—Judiciary and Civil and Criminal Jurisprudence.
- SB 197**—Judiciary and Civil and Criminal Jurisprudence.
- SB 198**—Health and Welfare.
- SB 199**—General Laws.
- SB 200**—General Laws.
- SB 201**—Emerging Issues.
- SB 202**—Local Government and Elections.
- SB 203**—Economic Development and Tax Policy.
- SB 204**—Health and Welfare.
- SB 205**—Governmental Accountability.
- SB 206**—Transportation, Infrastructure and Public Safety.
- SB 207**—Judiciary and Civil and Criminal Jurisprudence.

**SB 208**—Governmental Accountability.

**SB 209**—Agriculture, Food Production and Outdoor Resources.

**SB 210**—Local Government and Elections.

**SB 211**—Transportation, Infrastructure and Public Safety.

**SB 212**—Health and Welfare.

**SB 213**—Progress and Development.

**SB 214**—Progress and Development.

**SB 215**—Judiciary and Civil and Criminal Jurisprudence.

**SB 216**—Transportation, Infrastructure and Public Safety.

**SB 217**—General Laws.

**SB 218**—Local Government and Elections.

**SB 219**—Transportation, Infrastructure and Public Safety.

**SB 220**—Rules, Joint Rules, Resolutions and Ethics.

**SB 221**—Transportation, Infrastructure and Public Safety.

**SB 222**—Emerging Issues.

#### **RE-REFERRALS**

President Pro Tem Rowden re-referred **SB 95**, **SB 104**, **SB 105**, **SJR 11**, **SJR 18** and **SJR 21** to the Committee on General Laws.

#### **REFERRALS**

President Pro Tem Rowden referred **SS** for **SB 25** to the Committee on Fiscal Oversight.

#### **INTRODUCTION OF GUESTS**

Senator Bernskoetter introduced to the Senate, Class 2 State Champions Russellville Indians Baseball team, head coach, Lucas Branson, wife, Amy Branson; assistants, Tyler Watkins; and Brian Bishop, Russellville; managers, Kraylin Laird; Erin Schroer; Kate Oligschlaeger; and Collin Mouser; and team members, Isaiah Kauffman; Landen Waggoner; Logan Cinotto; Bryce Bryant; Alex Oligschlaeger; Josiah Herman; Charlie Miller; Jesse Daniel; Christopher Seaver; Jake Schulte; Brennen Stinson; Nolan Gartner; Ethan Hickey; Braedyn Bryant; and Ethan Strobel.

Senator Fitzwater introduced to the Senate, Leadership Troy.

Senator Bean introduced to the Senate, his daughter, Claire Bean, Holcomb.

On motion of Senator O'Laughlin the Senate adjourned until 4:00 p.m., Monday, February 6, 2023.

## SENATE CALENDAR

EIGHTEENTH DAY—MONDAY, FEBRUARY 6, 2023

## FORMAL CALENDAR

## SECOND READING OF SENATE BILLS

SB 223-Trent	SB 257-Brattin
SB 224-Schroer	SB 258-Moon
SB 225-Schroer	SB 259-Moon
SB 226-Schroer	SB 260-Moon
SB 227-Coleman	SB 261-Eslinger
SB 228-Coleman	SB 262-Eslinger
SB 229-Coleman	SB 263-Eslinger
SB 230-Carter	SB 264-Bean
SB 232-Carter	SB 265-Bean
SB 233-Brown (26)	SB 266-Bean
SB 234-Brown (26)	SB 267-Beck
SB 235-Hoskins	SB 268-Beck
SB 236-Hoskins	SB 269-Beck
SB 237-Hoskins	SB 270-Roberts
SB 238-Koenig	SB 271-Mosley
SB 239-Koenig	SB 272-Mosley
SB 240-Koenig	SB 273-Mosley
SB 241-Eigel	SB 274-Trent
SB 242-Eigel	SB 275-Trent
SB 243-Eigel	SB 276-Trent
SB 244-Arthur	SB 277-Hoskins
SB 245-Arthur	SB 278-Hoskins
SB 246-Arthur	SB 279-Hoskins
SB 247-Brown (16)	SB 280-Eigel
SB 248-Brown (16)	SB 281-Eigel
SB 249-Brown (16)	SB 282-Eigel
SB 250-Luetkemeyer	SB 283-Arthur
SB 251-May	SB 284-Arthur
SB 252-May	SB 285-Arthur
SB 253-Williams	SB 286-Brattin
SB 254-Williams	SB 287-Brattin
SB 255-Brattin	SB 288-Brattin
SB 256-Brattin	SB 289-Moon

SB 290-Moon	SB 331-Eigel
SB 291-Moon	SB 332-Brattin
SB 292-Beck	SB 333-Trent
SB 293-Beck	SB 334-Hoskins
SB 294-Beck	SB 335-Crawford
SB 295-Mosley	SB 336-Crawford
SB 296-Mosley	SB 337-Crawford
SB 297-Mosley	SB 338-Razer
SB 298-Trent	SB 339-Razer
SB 299-Hoskins	SB 340-Razer
SB 300-Hoskins	SB 341-Trent
SB 301-Hoskins	SB 342-Trent
SB 302-Eigel	SB 343-Razer
SB 303-Eigel	SB 344-Razer
SB 304-Eigel	SB 345-Beck
SB 305-Arthur	SB 346-Crawford
SB 306-Arthur	SB 347-Trent
SB 307-Arthur	SB 348-Trent
SB 308-Brattin	SB 349-Trent
SB 309-Moon	SB 350-Hoskins
SB 310-Beck	SB 351-Brown (16)
SB 311-Beck	SB 352-Trent
SB 312-Beck	SB 353-Hough
SB 313-Mosley	SB 354-Hough
SB 314-Mosley	SB 355-Brown (16)
SB 315-Mosley	SB 356-Moon
SB 316-Hoskins	SB 357-Moon
SB 317-Eigel	SB 358-Moon
SB 318-Eigel	SB 359-Coleman
SB 319-Eigel	SB 360-Koenig
SB 320-Mosley	SB 361-Koenig
SB 321-Mosley	SB 362-Koenig
SB 322-Mosley	SB 363-Roberts
SB 323-Eigel	SB 364-Carter
SB 324-Mosley	SB 365-Crawford
SB 325-Mosley	SB 366-Crawford
SB 326-Mosley	SB 367-Luetkemeyer
SB 327-Mosley	SB 368-Thompson Rehder
SB 328-Mosley	SB 369-Brown (16)
SB 329-Mosley	SB 370-May
SB 330-Mosley	SB 371-May

SB 372-May	SB 413-Hoskins
SB 373-Trent	SB 414-Rowden
SB 374-Cierpiot	SB 415-Arthur
SB 375-Cierpiot	SB 416-Arthur
SB 376-Trent	SB 417-Arthur
SB 377-Coleman	SB 418-Brown (16)
SB 378-Rowden	SB 419-Gannon
SB 379-Crawford	SB 420-Gannon
SB 380-Williams	SB 421-Gannon
SB 381-Thompson Rehder	SB 422-Beck
SB 382-Gannon	SB 423-Washington
SB 383-Gannon	SB 424-Washington
SB 384-Gannon	SB 425-Washington
SB 385-Bean	SB 426-Eslinger
SB 386-Trent	SB 427-Eslinger
SB 387-Trent	SB 428-Carter
SB 388-Hough	SB 429-Carter
SB 389-Hough	SB 430-Carter
SB 390-Brattin	SB 431-McCreery
SB 391-Brattin	SB 432-Gannon
SB 392-Brattin	SB 433-Washington
SB 393-Bernskoetter	SB 434-Washington
SB 394-Bernskoetter	SB 435-Washington
SB 395-Bernskoetter	SB 436-Carter
SB 396-Gannon	SB 437-Washington
SB 397-Razer	SB 438-Washington
SB 398-Schroer	SB 439-Washington
SB 399-Schroer	SB 440-Washington
SB 400-Schroer	SB 441-Washington
SB 401-Bernskoetter	SB 442-Washington
SB 402-Bernskoetter	SB 443-Washington
SB 403-Bernskoetter	SB 444-Washington
SB 404-Schroer	SB 445-Washington
SB 405-Schroer	SB 446-Washington
SB 406-Schroer	SB 447-Washington
SB 407-Bernskoetter	SB 448-Luetkemeyer and Williams
SB 408-Schroer	SB 449-Black
SB 409-Schroer	SB 450-Cierpiot
SB 410-Koenig	SB 451-Trent
SB 411-Brown (26)	SB 452-Moon
SB 412-Brown (26)	SB 453-Moon

SB 454-Carter	SB 495-Eslinger
SB 455-Roberts	SB 496-Eslinger
SB 456-Schroer	SB 497-Eigel
SB 457-Schroer	SB 498-Eigel
SB 458-Coleman	SB 499-Eigel
SB 459-Schroer	SB 500-Eigel
SB 460-Brown (16)	SB 501-Eigel
SB 461-Gannon	SB 502-Schroer
SB 462-Gannon	SB 503-Thompson Rehder
SB 463-Koenig	SB 504-Thompson Rehder
SB 464-Luetkemeyer	SB 505-Thompson Rehder
SB 465-Schroer	SB 506-Moon
SB 466-Schroer	SB 507-Gannon
SB 467-Schroer	SB 508-Brown (26)
SB 468-Roberts	SB 509-Arthur
SB 469-Hoskins	SB 510-Razer
SB 470-Bernskoetter	SB 511-Crawford
SB 471-Bernskoetter	SB 512-McCreery
SB 472-Bernskoetter	SB 513-Hoskins
SB 473-Hough	SB 514-Hoskins
SB 474-Hough	SB 515-McCreery
SB 475-Fitzwater	SB 516-McCreery
SB 476-Trent	SB 517-Roberts
SB 477-Brattin	SB 518-Carter
SB 478-Cierpiot	SB 519-Hoskins
SB 479-Cierpiot	SB 520-Cierpiot
SB 480-Thompson Rehder	SB 521-Crawford
SB 481-Thompson Rehder	SB 522-Brown (26)
SB 482-Schroer	SB 523-Bernskoetter
SB 483-Eigel	SB 524-Bernskoetter
SB 484-Eigel	SB 525-Brattin
SB 485-Roberts	SB 526-Brattin
SB 486-Williams	SB 527-Gannon
SB 487-Williams	SB 528-Arthur
SB 488-Coleman	SB 529-Brown (16)
SB 489-Schroer	SB 530-Brown (16)
SB 490-Schroer	SB 531-Washington
SB 491-Cierpiot	SB 532-Coleman
SB 492-Trent	SB 533-Coleman
SB 493-Crawford	SB 534-Black
SB 494-Eslinger	SB 535-Fitzwater

SB 536-Fitzwater	SB 568-Black and Cierpiot
SB 537-Fitzwater	SB 569-Trent
SB 538-Fitzwater	SB 570-Bernskoetter
SB 539-Trent	SB 571-Rowden
SB 540-Eigel	SB 572-Schroer
SB 541-Eigel	SB 573-Schroer and Luetkemeyer
SB 542-Eigel	SB 574-May
SB 543-Eigel	SB 575-Schroer
SB 544-Eigel	SB 576-Schroer
SB 545-Rowden	SB 577-O'Laughlin
SB 546-Bean	SB 578-Trent
SB 547-Black	SB 579-Washington
SB 548-McCreery	SB 580-Washington
SB 549-Fitzwater	SB 581-Washington
SB 550-Eslinger	SB 582-Washington
SB 551-Eslinger	SB 583-Washington
SB 552-Eslinger	SB 584-Razer and McCreery
SB 553-Eslinger	SB 585-Eigel
SB 554-McCreery	SB 586-Crawford
SB 555-Bean	SB 587-Bean
SB 556-Beck	SB 588-Hoskins
SB 557-Schroer	SB 589-Koenig
SB 558-Schroer	SB 590-Brattin
SB 559-Schroer	SB 591-Bernskoetter
SB 560-Schroer	SB 592-Roberts
SB 561-Washington	SB 593-May
SB 562-Washington	SJR 36-Washington
SB 563-Washington	SJR 37-Cierpiot
SB 564-Luetkemeyer	SJR 38-Black
SB 565-Koenig	SJR 39-Brown (26)
SB 566-Coleman	SJR 40-Washington
SB 567-Cierpiot	SJR 41-Rowden

#### HOUSE BILLS ON SECOND READING

HCS for HJR 43

THIRD READING OF SENATE BILLS

- |   |  |
|---|--|
| 1. SS for SCS for SBs 3 & 69-Hoskins<br>(In Fiscal Oversight) | 2. SS for SB 25-Hough<br>(In Fiscal Oversight) |
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SENATE BILLS FOR PERFECTION

- |                                 |                                  |
|---------------------------------|----------------------------------|
| 1. SJR 3-Koenig                 | 7. SB 116-Brown (16)             |
| 2. SB 5-Koenig, with SCS        | 8. SB 39-Thompson Rehder         |
| 3. SB 81-Coleman, with SCS      | 9. SB 117-Luetkemeyer            |
| 4. SB 100-Eigel, with SCS       | 10. SB 111-Bernskoetter          |
| 5. SB 21-Bernskoetter, with SCS | 11. SB 110-Bernskoetter          |
| 6. SB 109-Bernskoetter          | 12. SBs 45 & 90-Gannon, with SCS |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SBs 4, 42 & 89-Koenig, with SCS,  
SS for SCS & SA 1 (pending)

RESOLUTIONS

SR 22-Roberts

Reported from Committee

SCR 4-Eigel, with SCS

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