Journal of the Senate

FIRST REGULAR SESSION

SIXTEENTH DAY - WEDNESDAY, FEBRUARY 5, 2025

The Senate met pursuant to adjournment.

Senator Bean in the Chair.

The Reverend Stephen George offered the following prayer:

"Blessed is the one who trusts in the Lord, whose confidence is in him. They will be like a tree planted by the water that sends out its roots by the stream. It does not fear when heat comes; its leaves are always green. It has no worries in a year of drought and never fails to bear fruit." (Jeremiah 17:7-8 NIV)

Almighty God, as we continue this week's work, we also continue to put our trust and confidence in You. Help us remain steadfast in Your word, drawing strength from Your guidance during difficult conversations. May we not be swayed by fear or conflict, but instead stay firmly committed to serving our constituents with honesty and grace. Let the fruit of our labor benefit all people in this great state, and bring hope to every community. 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

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	Roberts	Schnelting	Schroer
Trent	Washington	Webber	Williams—32			

Absent—Senators—None

Absent with leave—Senators

May	O'Laughlin—2

Vacancies—None

Senator Trent assumed the Chair.

Senator Bean assumed the Chair.

RESOLUTIONS

Senator Brattin offered Senate Resolution No. 120, regarding Eagle Scout Ayden Cunningham, Harrisonville, which was adopted.

Senator Brattin offered Senate Resolution No. 121, regarding Eagle Scout Corbin Ryberg, Harrisonville, which was adopted.

Senator Brown (26) offered Senate Resolution No. 122, regarding Lynn Kempker, Westphalia, which was adopted.

Senator Bean offered Senate Resolution No. 123, regarding the One Hundredth birthday of Virginia Haubold, New Madrid, which was adopted.

Senator Roberts offered Senate Resolution No. 124, regarding Clay McDonald, which was adopted.

INTRODUCTION OF BILLS

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

SB 679 – By Nurrenbern.

An Act to repeal section 238.060, RSMo, and to enact in lieu thereof one new section relating to the Kansas City area transportation authority.

SB 680 – By Carter.

An Act to amend chapter 354, RSMo, by adding thereto one new section relating to dental plans.

SB 681 – By Carter.

An Act to repeal section 135.630, RSMo, and to enact in lieu thereof one new section relating to tax credits for charitable contributions to pregnancy resource centers.

SENATE BILLS FOR PERFECTION

Senator Bernskoetter moved that **SB 7** be taken up for perfection, which motion prevailed.

Senator Bernskoetter offered **SS** for **SB 7**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 7

An Act to repeal sections 190.053 and 190.109, RSMo, and to enact in lieu thereof five new sections relating to emergency medical services.

Senator Bernskoetter moved that **SS** for **SB 7** be adopted.

Senator Carter offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 7, Page 9, Section 190.166, Line 85, by inserting after all of said line the following:

"**537.038. Any person may, without compensation, render emergency care or assistance at the scene of an emergency or accident and shall not be liable for any civil damages for acts or omissions other than damages occasioned by gross negligence or by willful or wanton acts or omissions by such person in rendering such emergency care.**"; and

Further amend the title and enacting clause accordingly.

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

Senator Fitzwater assumed the Chair.

Senator Coleman offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 7, Page 1, In the Title, Line 4, by striking “emergency”; and

Further amend said bill, page 9, section 190.166, line 85, by inserting after all of said line the following:

“198.022. 1. Upon receipt of an application for a license to operate a facility, the department shall review the application, investigate the applicant and the statements sworn to in the application for license and conduct any necessary inspections. A license shall be issued if the following requirements are met:

(1) The statements in the application are true and correct;

(2) The facility and the operator are in substantial compliance with the provisions of sections 198.003 to 198.096 and the standards established thereunder;

(3) The applicant has the financial capacity to operate the facility;

(4) The administrator of an assisted living facility, a skilled nursing facility, or an intermediate care facility is currently licensed under the provisions of chapter 344;

(5) Neither the operator nor any principals in the operation of the facility have ever been convicted of a felony offense concerning the operation of a long-term health care facility or other health care facility or ever knowingly acted or knowingly failed to perform any duty which materially and adversely affected the health, safety, welfare or property of a resident, while acting in a management capacity. The operator of the facility or any principal in the operation of the facility shall not be under exclusion from participation in the Title XVIII (Medicare) or Title XIX (Medicaid) program of any state or territory;

(6) Neither the operator nor any principals involved in the operation of the facility have ever been convicted of a felony in any state or federal court arising out of conduct involving either management of a long-term care facility or the provision or receipt of health care;

(7) All fees due to the state have been paid.

2. Upon denial of any application for a license, the department shall so notify the applicant in writing, setting forth therein the reasons and grounds for denial.

3. The department may inspect any facility and any records and may make copies of records, at the facility, at the department's own expense, required to be maintained by sections 198.003 to 198.096 or by the rules and regulations promulgated thereunder at any time if a license has been issued to or an application for a license has been filed by the operator of such facility. Copies of any records requested by the department shall be prepared by the staff of such facility within two business days or as determined by the department. The department shall not remove or disassemble any medical record during any inspection of the facility, but may observe the photocopying or may make its own copies if the facility

does not have the technology to make the copies. In accordance with the provisions of section 198.525, the department shall make at least one inspection per year, which shall be unannounced to the operator. The department may make such other inspections, announced or unannounced, as it deems necessary to carry out the provisions of sections 198.003 to 198.136.

4. Whenever the department has reasonable grounds to believe that a facility required to be licensed under sections 198.003 to 198.096 is operating without a license, and the department is not permitted access to inspect the facility, or when a licensed operator refuses to permit access to the department to inspect the facility, the department shall apply to the circuit court of the county in which the premises is located for an order authorizing entry for such inspection, and the court shall issue the order if it finds reasonable grounds for inspection or if it finds that a licensed operator has refused to permit the department access to inspect the facility.

5. Whenever the department is inspecting a facility in response to an application from an operator located outside of Missouri not previously licensed by the department, the department may request from the applicant the past five years compliance history of all facilities owned by the applicant located outside of this state.

6. If a licensee of a residential care facility or assisted living facility is accredited by a recognized accrediting entity, then the licensee may submit to the department documentation of the licensee's current accreditation status. If a licensee submits to the department documentation from a recognized accrediting entity that the licensee is in good standing, then the department shall not conduct an annual onsite inspection of the licensee. Nothing in this subsection shall preclude the department from conducting inspections for violations of standards or requirements contained within this chapter or any other applicable law or regulation. As used in this subsection, the term "recognized accrediting entity" shall mean the Joint Commission or another nationally-recognized accrediting entity approved by the department that has specific residential care facility or assisted living facility program standards equivalent to the standards established by the department under this chapter."; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted.

Senator Moon raised a point of order that **SA 2** was not germane to the underlying bill.

The point of order was referred to the Judiciary and Civil and Criminal Jurisprudence Chairman.

At the request of Senator Coleman, **SA 2** was withdrawn.

Senator McCreery offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 7, Page 9, Section 190.166, Line 85, by inserting after all of said line the following:

"197.135. 1. Beginning January 1, 2023, or no later than six months after the establishment of the statewide telehealth network under section 192.2520, whichever is later, any hospital licensed under this

chapter shall perform a forensic examination using an evidentiary collection kit upon the request and consent of the victim of a sexual offense, or the victim's guardian, when the victim is at least fourteen years of age. In the case of minor consent, the provisions of subsection 2 of section 595.220 shall apply. Victims under fourteen years of age shall be referred, and victims fourteen years of age or older but less than eighteen years of age may be referred, to a SAFE CARE provider, as such term is defined in section 334.950, for medical or forensic evaluation and case review. Nothing in this section shall be interpreted to preclude a hospital from performing a forensic examination for a victim under fourteen years of age upon the request and consent of the victim or victim's guardian, subject to the provisions of section 595.220 and the rules promulgated by the department of public safety.

2. (1) An appropriate medical provider, as such term is defined in section 595.220, shall perform the forensic examination of a victim of a sexual offense. The hospital shall ensure that any provider performing the examination has received training conducting such examinations that is, at a minimum, equivalent to the training offered by the statewide telehealth network under subsection 4 of section 192.2520. Nothing in this section shall require providers to utilize the training offered by the statewide telehealth network, as long as the training utilized is, at a minimum, equivalent to the training offered by the statewide telehealth network.

(2) If the provider is not a sexual assault nurse examiner (SANE), or another similarly trained physician or nurse, then the hospital shall utilize telehealth services during the examination, such as those provided by the statewide telehealth network, to provide guidance and support through a SANE, or other similarly trained physician or nurse, who may observe the live forensic examination and who shall communicate with and support the onsite provider with the examination, forensic evidence collection, and proper transmission and storage of the examination evidence.

3. The department of health and senior services may issue a waiver of the telehealth requirements of subsection 2 of this section if the hospital demonstrates to the department, in writing, a technological hardship in accessing telehealth services or a lack of access to adequate broadband services sufficient to access telehealth services. Such waivers shall be granted sparingly and for no more than a year in length at a time, with the opportunity for renewal at the department's discretion.

4. The department shall waive the requirements of this section if the statewide telehealth network established under section 192.2520 ceases operation, the director of the department of health and senior services has provided written notice to hospitals licensed under this chapter that the network has ceased operation, and the hospital cannot, in good faith, comply with the requirements of this section without assistance or resources of the statewide telehealth network. Such waiver shall remain in effect until such time as the statewide telehealth network resumes operation or until the hospital is able to demonstrate compliance with the provisions of this section without the assistance or resources of the statewide telehealth network.

5. The provisions of section 595.220 shall apply to the reimbursement of the reasonable costs of the examinations and the provision of the evidentiary collection kits.

6. No individual hospital shall be required to comply with the provisions of this section and section 192.2520 unless and until the department provides such hospital with access to the statewide telehealth network for the purposes of mentoring and training services required under section 192.2520 without charge to the hospital.

7. A specialty hospital shall be considered exempt from the provisions of this section and section 192.2520 if such hospital has a policy for the transfer of a victim of a sexual offense to an appropriate hospital with an emergency department. As used in this section, "specialty hospital" shall mean a hospital licensed under this chapter and designated by the department as something other than a general acute care hospital."; and

Further amend the title and enacting clause accordingly.

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

Senator Trent offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 7, Page 9, Section 190.166, Line 85, by inserting after all of said line the following:

"578.365. 1. A person commits the offense of hazing if he or she knowingly participates in or causes a willful act, occurring on or off the campus of a public or private college or university, directed against a student or a prospective member of an organization operating under the sanction of a public or private college or university, that recklessly endangers the mental or physical health or safety of a student or prospective member for the purpose of initiation or admission into or continued membership in any such organization to the extent that such person is knowingly placed at probable risk of the loss of life or probable bodily or psychological harm. Acts of hazing include:

(1) Any activity which recklessly endangers the physical health or safety of the student or prospective member, including but not limited to physical brutality, whipping, beating, branding, exposure to the elements, forced consumption of any food, liquor, drug or other substance, or forced smoking or chewing of tobacco products;

(2) Any activity which recklessly endangers the mental health of the student or prospective member, including but not limited to sleep deprivation, physical confinement, or other extreme stress-inducing activity; or

(3) Any activity that requires the student or prospective member to perform a duty or task which involves a violation of the criminal laws of this state or any political subdivision in this state.

2. Public or private colleges or universities in this state shall adopt a written policy prohibiting hazing by any organization operating under the sanction of the institution.

3. Nothing in this section shall be interpreted as creating a new private cause of action against any educational institution.

4. Consent is not a defense to hazing. Section 565.010 does not apply to hazing cases or to homicide cases arising out of hazing activity.

5. The offense of hazing is a class A misdemeanor, unless the act creates a substantial risk to the life of the student or prospective member, in which case it is a class D felony.

6. A person shall not be guilty of the offense of hazing if the person establishes all of the following:

(1) That he or she was present at an event where, as a result of hazing, a person appeared to be in need of immediate medical assistance;

(2) That he or she was the first person to call 911 or campus security to report the need for immediate medical assistance;

(3) That he or she provided his or her own name, the address where immediate medical assistance was needed, and a description of the medical issue to the 911 operator or campus security at the time of the call; and

(4) That he or she remained at the scene with the person in need of immediate medical assistance until medical assistance, law enforcement, or campus security arrived and that he or she cooperated with such personnel on the scene.

7. Notwithstanding subsection 6 of this section, a person shall be immune from prosecution under this section if the person establishes that the person rendered aid to the hazing victim before medical assistance, law enforcement, or campus security arrived on the scene of the hazing event. For purposes of this subsection, "aid" includes, but is not limited to, rendering cardiopulmonary resuscitation to the victim, clearing an airway for the victim to breathe, using a defibrillator to assist the victim, or rendering any other assistance to the victim that the person intended in good faith to stabilize or improve the victim's condition while waiting for medical assistance, law enforcement, or campus security to arrive."; and

Further amend the title and enacting clause accordingly.

Senator Trent moved the above amendment to be adopted.

Senator Brattin raised a point of order that **SA 4** goes beyond the scope of the underlying bill.

The point of order was referred to the Judiciary and Civil and Criminal Jurisprudence Chairman, who ruled it well taken.

Senator Bernskoetter moved that **SS** for **SB 7**, as amended, be adopted, which motion prevailed.

On motion of Senator Bernskoetter, **SS** for **SB 7**, as amended, was declared perfected and ordered printed.

Senator Carter moved that **SB 59** be taken up for perfection, which motion prevailed.

Senator Carter offered **SS** for **SB 59**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 59

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 survivor benefits.

Senator Carter moved that **SS** for **SB 59** be adopted.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 59, Page 7, Section 143.121, Line 192, by striking "and"; and further amend line 198 by inserting after "access" the following:

; and

(14) For all tax years beginning on or after January 1, 2026, one hundred percent of any retirement benefits received by any taxpayer, including all survivor benefits derived therefrom, as a result of the taxpayer's service as a first responder. As used in this subdivision, "first responder" shall mean state and local law enforcement personnel, telecommunicator first responders, fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies".

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

Senator Hough offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 59, Page 1, In the Title, Lines 3-4, by striking "an income tax deduction for certain survivor benefits" and inserting in lieu thereof the following: "income tax deductions"; and

Further amend said bill, section 143.121, page 7, line 192, by striking "and"; and further amend line 198 by inserting after "access" the following:

;

(14) For all tax years beginning on or after January 1, 2025, one hundred percent of all unreimbursed educator expenses incurred by an eligible educator during the taxable year, not to exceed five hundred dollars. As used in this subdivision, the following terms shall mean:

(a) "Educator expenses", expenses incurred by an eligible educator that qualify for a federal deduction under 26 U.S.C. Section 62, as amended;

(b) "Eligible educator", an eligible educator as defined under 26 U.S.C. Section 62, as amended; and

(15) Income received as compensation for being a first responder, not to exceed five hundred dollars. As used in this subdivision, "first responder" shall mean state and local law enforcement personnel, telecommunicator first responders, fire department personnel, and emergency medical personnel who will be deployed to bioterrorism attacks, terrorist attacks, catastrophic or natural disasters, and emergencies".

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

Senator Cierpiot offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 59, Page 12, Section 143.121, Line 367, by inserting after all of said line the following:

"143.1160. 1. As used in this section, the following terms mean:

(1) "Account holder", the same meaning as that term is defined in section 191.1603;

(2) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(3) "Eligible expenses", the same meaning as that term is defined in section 191.1603;

(4) "Long-term dignity savings account", the same meaning as that term is defined in section 191.1603;

(5) "Qualified beneficiary", the same meaning as that term is defined in section 191.1603;

(6) "Taxpayer", any individual who is a resident of this state and subject to the income tax imposed under this chapter, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2021, a taxpayer shall be allowed a deduction of one hundred percent of a participating taxpayer's contributions to a long-term dignity savings account in the tax year of the contribution. Each taxpayer claiming the deduction under this section shall file an affidavit with the income tax return verifying the amount of their contributions. The amount of the deduction claimed shall not exceed the amount of the taxpayer's Missouri adjusted gross income for the tax year that the deduction is claimed, and shall not exceed four thousand dollars per taxpayer claiming the deduction, or eight thousand dollars if married filing combined.

3. Income earned or received as a result of assets in a long-term dignity savings account shall not be subject to state income tax imposed under this chapter. The exemption under this section shall apply only to income maintained, accrued, or expended pursuant to the requirements of sections 191.1601 to 191.1607, and no exemption shall apply to assets and income expended for any other purpose. The amount of the deduction claimed shall not exceed the amount of the taxpayer's Missouri adjusted gross income for the tax year the deduction is claimed.

4. If any deductible contributions to or earnings from any such programs referred to in this section are distributed and not used to pay for eligible expenses or are not held for the minimum length of time under subsection 2 of section 191.1605, the amount so distributed shall be added to the Missouri adjusted gross income of the account holder or, if the account holder is not living, the qualified beneficiary, in the year of distribution.

5. The department of revenue shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2020, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the **[**new**]** program authorized under this section shall automatically sunset on December **[**thirty-first four years after August 28, 2020**] 31, 2030**, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first four years after the effective date of the reauthorization of this section; and

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

Further amend the title and enacting clause accordingly.

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

Senator Carter moved that **SS** for **SB 59**, as amended, be adopted, which motion prevailed.

On motion of Senator Carter, **SS** for **SB 59**, as amended, was declared perfected and ordered printed.

Senator Bean moved that **SB 28** be taken up for perfection, which motion prevailed.

Senator Bean offered **SS** for **SB 28**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 28

An Act to repeal sections 301.010 and 307.010, RSMo, and to enact in lieu thereof two new sections relating to agriculture transportation, with existing penalty provisions.

Senator Bean moved that **SS** for **SB 28** be adopted, which motion prevailed.

On motion of Senator Bean, **SS** for **SB 28** was declared perfected and ordered printed.

At the request of Senator Schroer, **SBs 52** and **44**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Trent, **SB 47**, with **SCS**, was placed on the Informal Calendar.

Senator Black moved that **SB 50** be taken up for perfection, which motion prevailed.

Senator Black offered **SS** for **SB 50**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 50

An Act to repeal sections 221.105, 221.400, 221.402, 221.405, 221.407, and 221.410, RSMo, and to enact in lieu thereof eight new sections relating to jails, with an emergency clause for certain sections.

Senator Black moved that **SS** for **SB 50** be adopted.

Senator Bean assumed the Chair.

Senator Coleman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 50, Page 9, Section 221.410, Line 30, by inserting after all of said line the following:

"**221.520. 1. As used in this section, the following terms shall mean:**

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the county or city jail or medical facility, other offenders, or the public;

(2) "Labor", the period of time before a birth during which contractions are present;

(3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. Pregnant offenders shall be transported in vehicles equipped with seatbelts.

3. In the event a sheriff or jailer determines that extraordinary circumstances exist and restraints are necessary, the sheriff or jailer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the county or city jail for at least five years from the date the restraints were used.

4. If a doctor, nurse, or other health care provider treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery requests that restraints not be used, the sheriff or jailer accompanying such offender shall immediately remove all restraints.

5. The county or city jail shall:

(1) Ensure that employees of the jail are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the jail, and post the policies and practices in locations in the jail where such notices are commonly posted and will be seen by female offenders.

221.253. 1. By January 1, 2026, all county and city jails shall develop specific procedures for the intake and care of offenders who are pregnant, which shall include procedures regarding:

(1) Maternal health evaluations;

(2) Dietary supplements, including prenatal vitamins;

(3) Timely and regular nutritious meals, which shall include, at minimum, thirty-two ounces of milk or a calcium supplement if lactose intolerant, two cups of fresh fruit, and two cups of fresh vegetables daily;

(4) Substance abuse treatment;

(5) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(6) Hepatitis C;

(7) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;

(8) Access to mental health professionals;

(9) Sanitary materials;

(10) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery; and

(11) A requirement that a female medical professional be present during any examination of such offender.

2. As used in this section, "postpartum recovery" means, as determined by a physician, the period immediately following delivery, including the entire period an offender who was pregnant is in the hospital or infirmary after delivery."; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted.

Senator Coleman offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 50, Page 2, Section 221.520, Lines 34-39, by striking all of said lines; and

Further amend said section by renumbering the remaining subsection accordingly.

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

Senator Coleman moved that **SA 1**, as amended, be adopted, which motion prevailed.

Senator Black moved that **SS** for **SB 50**, as amended, be adopted, which motion prevailed.

On motion of Senator Black, **SS** for **SB 50**, as amended, was declared perfected and ordered printed.

Senator Hough moved that **SB 10**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 10**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 10

An Act to repeal sections 67.5050 and 67.5060, RSMo, and to enact in lieu thereof two new sections relating to construction regulation.

Was taken up.

Senator Hough moved that **SCS** for **SB 10** be adopted.

Senator Hough offered **SS** for **SCS** for **SB 10**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 10

An Act to repeal sections 67.5050 and 67.5060, and 208.480, RSMo, and to enact in lieu thereof two new sections relating to sunset dates.

Senator Hough moved that **SS** for **SCS** for **SB 10** be adopted.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 10, Page 18, Section 67.5060, Line 360, by inserting after all of said line the following:

"191.1720. 1. This section shall be known and may be cited as the "Missouri Save Adolescents from Experimentation (SAFE) Act".

2. For purposes of this section, the following terms mean:

(1) "Biological sex", the biological indication of male or female in the context of reproductive potential or capacity, such as sex chromosomes, naturally occurring sex hormones, gonads, and nonambiguous internal and external genitalia present at birth, without regard to an individual's psychological, chosen, or subjective experience of gender;

(2) "Cross-sex hormones", testosterone, estrogen, or other androgens given to an individual in amounts that are greater or more potent than would normally occur naturally in a healthy individual of the same age and sex;

(3) "Gender", the psychological, behavioral, social, and cultural aspects of being male or female;

(4) "Gender transition", the process in which an individual transitions from identifying with and living as a gender that corresponds to his or her biological sex to identifying with and living as a gender different from his or her biological sex, and may involve social, legal, or physical changes;

(5) "Gender transition surgery", a surgical procedure performed for the purpose of assisting an individual with a gender transition, including, but not limited to:

(a) Surgical procedures that sterilize, including, but not limited to, castration, vasectomy, hysterectomy, oophorectomy, orchiectomy, or penectomy;

(b) Surgical procedures that artificially construct tissue with the appearance of genitalia that differs from the individual's biological sex, including, but not limited to, metoidioplasty, phalloplasty, or vaginoplasty; or

(c) Augmentation mammoplasty or subcutaneous mastectomy;

(6) "Health care provider", an individual who is licensed, certified, or otherwise authorized by the laws of this state to administer health care in the ordinary course of the practice of his or her profession;

(7) "Puberty-blocking drugs", gonadotropin-releasing hormone analogues or other synthetic drugs used to stop luteinizing hormone secretion and follicle stimulating hormone secretion, synthetic antiandrogen drugs to block the androgen receptor, or any other drug used to delay or suppress pubertal development in children for the purpose of assisting an individual with a gender transition.

3. A health care provider shall not knowingly perform a gender transition surgery on any individual under eighteen years of age.

4. (1) A health care provider shall not knowingly prescribe or administer cross-sex hormones or puberty-blocking drugs for the purpose of a gender transition for any individual under eighteen years of age.

(2) The provisions of this subsection shall not apply to the prescription or administration of cross-sex hormones or puberty-blocking drugs for any individual under eighteen years of age who was prescribed or administered such hormones or drugs prior to August 28, 2023, for the purpose of assisting the individual with a gender transition.

[(3) The provisions of this subsection shall expire on August 28, 2027.**]**

5. The performance of a gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age in violation of this section shall be considered unprofessional conduct and any health care provider doing so shall have his or her license to practice revoked by the appropriate licensing entity or disciplinary review board with competent jurisdiction in this state.

6. (1) The prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age for the purpose of a gender transition shall be considered grounds for a cause of action against the health care provider. The provisions of chapter 538 shall not apply to any action brought under this subsection.

(2) An action brought pursuant to this subsection shall be brought within fifteen years of the individual injured attaining the age of twenty-one or of the date the treatment of the injury at issue in the action by the defendant has ceased, whichever is later.

(3) An individual bringing an action under this subsection shall be entitled to a rebuttable presumption that the individual was harmed if the individual is infertile following the prescription or administration of cross-sex hormones or puberty-blocking drugs and that the harm was a direct result of the hormones or drugs prescribed or administered by the health care provider. Such presumption may be rebutted only by clear and convincing evidence.

(4) In any action brought pursuant to this subsection, a plaintiff may recover economic and noneconomic damages and punitive damages, without limitation to the amount and no less than five hundred thousand dollars in the aggregate. The judgment against a defendant in an action brought pursuant to this subsection shall be in an amount of three times the amount of any economic and

noneconomic damages or punitive damages assessed. Any award of damages in an action brought pursuant to this subsection to a prevailing plaintiff shall include attorney's fees and court costs.

(5) An action brought pursuant to this subsection may be brought in any circuit court of this state.

(6) No health care provider shall require a waiver of the right to bring an action pursuant to this subsection as a condition of services. The right to bring an action by or through an individual under the age of eighteen shall not be waived by a parent or legal guardian.

(7) A plaintiff to an action brought under this subsection may enter into a voluntary agreement of settlement or compromise of the action, but no agreement shall be valid until approved by the court. No agreement allowed by the court shall include a provision regarding the nondisclosure or confidentiality of the terms of such agreement unless such provision was specifically requested and agreed to by the plaintiff.

(8) If requested by the plaintiff, any pleadings, attachments, or exhibits filed with the court in any action brought pursuant to this subsection, as well as any judgments issued by the court in such actions, shall not include the personal identifying information of the plaintiff. Such information shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.

7. The provisions of this section shall not apply to any speech protected by the First Amendment of the United States Constitution.

8. The provisions of this section shall not apply to the following:

(1) Services to individuals born with a medically-verifiable disorder of sex development, including, but not limited to, an individual with external biological sex characteristics that are irresolvably ambiguous, such as those born with 46,XX chromosomes with virilization, 46,XY chromosomes with undervirilization, or having both ovarian and testicular tissue;

(2) Services provided when a physician has otherwise diagnosed an individual with a disorder of sex development and determined through genetic or biochemical testing that the individual does not have normal sex chromosome structure, sex steroid hormone production, or sex steroid hormone action;

(3) The treatment of any infection, injury, disease, or disorder that has been caused by or exacerbated by the performance of gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs regardless of whether the surgery was performed or the hormones or drugs were prescribed or administered in accordance with state and federal law; or

(4) Any procedure undertaken because the individual suffers from a physical disorder, physical injury, or physical illness that would, as certified by a physician, place the individual in imminent danger of death or impairment of a major bodily function unless surgery is performed."; and

Further amend the title and enacting clause accordingly.

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

SA 1 was adopted by the following vote:

YEAS—Senators

Bean	Black	Brattin	Brown (16)	Brown (26)	Burger	Carter
Cierpiot	Coleman	Crawford	Fitzwater	Gregory (15)	Gregory (21)	Henderson
Hough	Hudson	Luetkemeyer	Moon	Nicola	Schnelting	Schroer
Trent—22						

NAYS—Senators

Beck	Lewis	McCreery	Nurrenbern	Roberts	Washington	Webber
Williams—8						

Absent—Senators

Bernskoetter	Mosley—2

Absent with leave—Senators

May	O'Laughlin—2

Vacancies—None

Senator Cierpiot offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 10, Page 18, Section 67.5060, Line 360, by inserting after all of said line the following:

"135.1670. 1. As used in this section, the following terms mean:

(1) "Kansas border county", Johnson, Miami, or Wyandotte County in Kansas;

(2) "Missouri border county", any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, any county of the first classification with more than eighty-three thousand but fewer than ninety-two thousand inhabitants and with a city of the fourth classification with more than four thousand five hundred but fewer than five thousand inhabitants as the county seat, any county of the first classification with more than two hundred thousand but fewer than two hundred sixty thousand inhabitants, or any county of the first classification with more than ninety-two thousand but fewer than one hundred one thousand inhabitants in Missouri.

2. If any job that qualifies for a tax credit under sections 100.700 to 100.850 or under sections 135.100 to 135.258, for funding under section 620.1023, or for a tax credit or retention of state withholding taxes under sections 620.2000 to 620.2020, relocates to a Missouri border county from a Kansas border county, no tax credits shall be issued, funding provided, or retention of withholding taxes authorized for such job under such sections.

3. If the director of the Missouri department of economic development determines that the state of Kansas has enacted legislation or the governor of Kansas issued an executive order or similar action which prohibits the Kansas Department of Commerce or any other Kansas executive department from providing economic incentives for jobs that are relocated from a Missouri border county to a Kansas border county, then the director shall execute and deliver to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination. Upon the execution and delivery of such written certification and the parties receiving such certification providing a unanimous written affirmation, the provisions of subsection 2 of this section shall be effective unless otherwise provided in this section. The provisions of subsection 2 of this section shall not apply to

incentives reserved on behalf of and awarded to Missouri employers prior to the provisions of subsection 2 of this section taking effect.

4. If the director of the Missouri department of economic development determines that the Kansas Department of Commerce or any other Kansas executive department is providing economic incentives for jobs that relocate from a Missouri border county to a Kansas border county, then the director shall execute and deliver to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination. Upon the execution and delivery of such written certification and the parties receiving such certification providing a unanimous written affirmation, the provisions of subsection 2 of this section shall not be effective until such time as the director determines that the Kansas Department of Commerce or any other Kansas executive department is not providing economic incentives for jobs that relocate from a Missouri border county to a Kansas border county, and the director has executed and delivered to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination and the parties receiving such certification provide an unanimous written affirmation.

5. The director of the Missouri department of economic development shall notify the revisor of statutes of all changes in whether subsection 2 of this section is effective.

[6. The provisions of this section shall expire August 28, 2021, unless at such time the provisions of subsection 2 of this section are in effect. If the provisions of this section do not expire on August 28, 2021, the provisions of this section shall expire on August 28, 2025.**]**"; and

Further amend the title and enacting clause accordingly.

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

Senator Coleman offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 10, Page 18, Section 67.5060, Line 360, by inserting after all of said line the following:

"620.2010. 1. In exchange for the consideration provided by the new tax revenues and other economic stimuli that will be generated by the new jobs created, a qualified company may, for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, retain an amount equal to the withholding tax as calculated under subdivision (38) of section 620.2005 from the new jobs that would otherwise be withheld and remitted by the qualified company under the provisions of sections 143.191 to 143.265 if:

(1) The qualified company creates ten or more new jobs, and the average wage of the new payroll equals or exceeds ninety percent of the county average wage;

(2) The qualified company creates two or more new jobs at a project facility located in a rural area, the average wage of the new payroll equals or exceeds ninety percent of the county average wage, and the qualified company commits to making at least one hundred thousand dollars of new capital investment at the project facility within two years; or

(3) The qualified company creates two or more new jobs at a project facility located within a zone designated under sections 135.950 to 135.963, the average wage of the new payroll equals or exceeds eighty percent of the county average wage, and the qualified company commits to making at least one hundred thousand dollars in new capital investment at the project facility within two years of approval.

2. In addition to any benefits available under subsection 1 of this section, the department may award a qualified company that satisfies subdivision (1) of subsection 1 of this section additional tax credits, issued each year for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, in an amount equal to or less than six percent of new payroll; provided that in no event may the total amount of benefits awarded to a qualified company under this section exceed nine percent of new payroll in any calendar year. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection or a qualified manufacturing company under subsection 3 of this section, the department shall consider the following factors:

(1) The significance of the qualified company's need for program benefits;

(2) The amount of projected net fiscal benefit to the state of the project and the period in which the state would realize such net fiscal benefit;

(3) The overall size and quality of the proposed project, including the number of new jobs, new capital investment, manufacturing capital investment, proposed wages, growth potential of the qualified company, the potential multiplier effect of the project, and similar factors;

(4) The financial stability and creditworthiness of the qualified company;

(5) The level of economic distress in the area;

(6) An evaluation of the competitiveness of alternative locations for the project facility, as applicable; and

(7) The percent of local incentives committed.

3. (1) The department may award tax credits to a qualified manufacturing company that makes a manufacturing capital investment of at least five hundred million dollars not more than three years following the department's approval of a notice of intent and the execution of an agreement that meets the requirements of subsection 4 of this section. Such tax credits shall be issued no earlier than January 1, 2023, and may be issued each year for a period of five years. A qualified manufacturing company may qualify for an additional five-year period under this subsection if it makes an additional manufacturing capital investment of at least two hundred fifty million dollars within five years of the department's approval of the original notice of intent.

(2) The maximum amount of tax credits that any one qualified manufacturing company may receive under this subsection shall not exceed five million dollars per calendar year. The aggregate amount of tax credits awarded to all qualified manufacturing companies under this subsection shall not exceed ten million dollars per calendar year.

(3) If, at the project facility at any time during the project period, the qualified manufacturing company discontinues the manufacturing of the new product, or discontinues the modification or expansion of an existing product, and does not replace it with a subsequent or additional new product or with a modification or expansion of an existing product, the company shall immediately cease receiving any benefit awarded under this subsection for the remainder of the project period and shall forfeit all rights to retain or receive any benefit awarded under this subsection for the remainder of such period.

(4) Notwithstanding any other provision of law to the contrary, any qualified manufacturing company that is awarded benefits under this section shall not simultaneously receive tax credits or exemptions under sections 100.700 to 100.850 for the jobs created or retained or capital improvement that qualified for benefits under this section. The provisions of subsection 5 of section 285.530 shall not apply to a qualified manufacturing company that is awarded benefits under this section.

4. Upon approval of a notice of intent to receive tax credits under subsection 2, 3, 6, or 7 of this section, the department and the qualified company shall enter into a written agreement covering the applicable project period. The agreement shall specify, at a minimum:

(1) The committed number of new jobs, new payroll, and new capital investment, or the manufacturing capital investment and committed percentage of retained jobs for each year during the project period;

(2) The date or time period during which the tax credits shall be issued, which may be immediately or over a period not to exceed two years from the date of approval of the notice of intent;

(3) Clawback provisions, as may be required by the department;

(4) Financial guarantee provisions as may be required by the department, provided that financial guarantee provisions shall be required by the department for tax credits awarded under subsection 7 of this section; and

(5) Any other provisions the department may require.

5. In lieu of the benefits available under subsections 1 and 2 of this section, and in exchange for the consideration provided by the new tax revenues and other economic stimuli that will be generated by the new jobs created by the program, a qualified company may, for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, retain an amount equal to the withholding tax as calculated under subdivision (38) of section 620.2005 from the new jobs that would otherwise be withheld and remitted by the qualified company under the provisions of sections 143.191 to 143.265 equal to:

(1) Six percent of new payroll for a period of five years from the date the required number of new jobs were created if the qualified company creates one hundred or more new jobs and the average wage of the new payroll equals or exceeds one hundred twenty percent of the county average wage of the county in which the project facility is located; or

(2) Seven percent of new payroll for a period of five years from the date the required number of jobs were created if the qualified company creates one hundred or more new jobs and the average wage of the new payroll equals or exceeds one hundred forty percent of the county average wage of the county in which the project facility is located.

The department shall issue a refundable tax credit for any difference between the amount of benefit allowed under this subsection and the amount of withholding tax retained by the company, in the event the withholding tax is not sufficient to provide the entire amount of benefit due to the qualified company under this subsection.

6. In addition to the benefits available under subsection 5 of this section, the department may award a qualified company that satisfies the provisions of subsection 5 of this section additional tax credits, issued each year for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, in an amount equal to or less than three percent of new payroll; provided that in no event may the total amount of benefits awarded to a qualified company under this section exceed nine percent of new payroll in any calendar year. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection, the department shall consider the factors provided under subsection 2 of this section.

7. In lieu of the benefits available under subsections 1, 2, 5, and 6 of this section, and in exchange for the consideration provided by the new tax revenues and other economic stimuli that will be generated by the new jobs and new capital investment created by the program, the department may award a qualified company that satisfies the provisions of subdivision (1) of subsection 1 of this section tax credits, issued within one year following the qualified company's acceptance of the department's proposal for benefits, in an amount equal to or less than nine percent of new payroll. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection, the department shall consider the factors provided under subsection 2 of this section and the qualified company's commitment to new capital investment and new job creation within the state for a period of not less than ten years. For the purposes of this subsection, each qualified company shall have an average wage of the new payroll that equals or exceeds one hundred percent of the county average wage. Notwithstanding the provisions of section 620.2020 to the contrary, this subsection shall expire on June 30, **[**2025**] 2031**.

8. No benefits shall be available under this section for any qualified company that has performed significant, project-specific site work at the project facility, purchased machinery or equipment related to the project, or has publicly announced its intention to make new capital investment or manufacturing capital investment at the project facility prior to receipt of a proposal for benefits under this section or approval of its notice of intent, whichever occurs first.

9. In lieu of any other benefits under this chapter, the department of economic development may award a tax credit to an industrial development authority for a qualified military project in an amount equal to the estimated withholding taxes associated with the part-time and full-time civilian and military new jobs located at the facility and directly impacted by the project. The amount of the tax credit shall be calculated by multiplying:

(1) The average percentage of tax withheld, as provided by the department of revenue to the department of economic development;

(2) The average salaries of the jobs directly created by the qualified military project; and

(3) The number of jobs directly created by the qualified military project.

If the amount of the tax credit represents the least amount necessary to accomplish the qualified military project, the tax credits may be issued, but no tax credits shall be issued for a term longer than fifteen years. No qualified military project shall be eligible for tax credits under this subsection unless the department of economic development determines the qualified military project shall achieve a net positive fiscal impact to the state."; and

Further amend the title and enacting clause accordingly.

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

Senator McCreery offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 10, Page 18, Section 67.5060, Line 360, by inserting after all of said line the following:

"455.095. 1. For purposes of this section, the following terms mean:

(1) "Electronic monitoring with victim notification", an electronic monitoring system that has the capability to track and monitor the movement of a person and immediately transmit the monitored person's location to the protected person and the local law enforcement agency with jurisdiction over the protected premises through an appropriate means, including the telephone, an electronic beeper, or paging device whenever the monitored person enters the protected premises as specified in the order by the court;

(2) "Informed consent", the protected person is given the following information before consenting to participate in electronic monitoring with victim notification:

(a) The protected person's right to refuse to participate in such monitoring and the process for requesting the court to terminate his or her participation after it has been ordered;

(b) The manner in which the electronic monitoring technology functions and the risks and limitations of that technology;

(c) The boundaries imposed on the person being monitored during the electronic monitoring;

(d) The sanctions that the court may impose for violations of the order issued by the court;

(e) The procedure that the protected person is to follow if the monitored person violates an order or if the electronic monitoring equipment fails;

(f) Identification of support services available to assist the protected person in developing a safety plan to use if the monitored person violates an order or if the electronic monitoring equipment fails;

(g) Identification of community services available to assist the protected person in obtaining shelter, counseling, education, child care, legal representation, and other help in addressing the consequences and effects of domestic violence; and

(h) The nonconfidential nature of the protected person's communications with the court concerning electronic monitoring and the restrictions to be imposed upon the monitored person's movements.

2. When a person is found guilty of violating the terms and conditions of an ex parte or full order of protection under section 455.085 or 455.538, the court may, in addition to or in lieu of any other disposition:

(1) Sentence the person to electronic monitoring with victim notification; or

(2) Place the person on probation and, as a condition of such probation, order electronic monitoring with victim notification.

3. When a person charged with violating the terms and conditions of an ex parte or full order of protection under section 455.085 or 455.538 is released from custody before trial pursuant to section 544.455, the court may, as a condition of release, order electronic monitoring of the person with victim notification.

4. Electronic monitoring with victim notification shall be ordered only with the protected person's informed consent. In determining whether to place a person on electronic monitoring with victim notification, the court may hold a hearing to consider the likelihood that the person's participation in electronic monitoring will deter the person from injuring the protected person. The court shall consider the following factors:

(1) The gravity and seriousness of harm that the person inflicted on the protected person in the commission of any act of domestic violence;

(2) The person's previous history of domestic violence;

(3) The person's history of other criminal acts, if any;

(4) Whether the person has access to a weapon;

(5) Whether the person has threatened suicide or homicide;

(6) Whether the person has a history of mental illness or has been civilly committed; and

(7) Whether the person has a history of alcohol or substance abuse.

5. Unless the person is determined to be indigent by the court, a person ordered to be placed on electronic monitoring with victim notification shall be ordered to pay the related costs and expenses. If the court determines the person is indigent, the person may be placed on electronic monitoring with victim notification, and the clerk of the court in which the case was determined shall notify the department of corrections that the person was determined to be indigent and shall include in a bill to the department the costs associated with the monitoring. The department shall establish by rule a procedure to determine the portion of costs each indigent person is able to pay based on a person's income, number of dependents, and other factors as determined by the department and shall seek reimbursement of such costs.

6. An alert from an electronic monitoring device shall be probable cause to arrest the monitored person for a violation of an ex parte or full order of protection.

7. The department of corrections, department of public safety, Missouri state highway patrol, the circuit courts, and county and municipal law enforcement agencies shall share information obtained via electronic monitoring conducted pursuant to this section.

8. No supplier of a product, system, or service used for electronic monitoring with victim notification shall be liable, directly or indirectly, for damages arising from any injury or death associated with the use of the product, system, or service unless, and only to the extent that, such action is based on a claim that the injury or death was proximately caused by a manufacturing defect in the product or system.

9. Nothing in this section shall be construed as limiting a court's ability to place a person on electronic monitoring without victim notification under section 544.455 or 557.011.

10. A person shall be found guilty of the offense of tampering with electronic monitoring equipment under section 575.205 if he or she commits the actions prohibited under such section with any equipment that a court orders the person to wear under this section.

11. The department of corrections shall promulgate rules and regulations for the implementation of subsection 5 of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

[12. The provisions of this section shall expire on August 28, 2024.**]**"; and

Further amend the title and enacting clause accordingly.

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

Senator Beck offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 10, Page 18, Section 67.5060, Line 360, by inserting after all of said line the following:

"135.750. 1. This section shall be known and may be referred to as the "Show MO Act".

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

(1) "Above-the-line individual", any individual hired or credited on screen for a qualified motion media production project as any type of producer, principal cast that is at a Screen Actors Guild Schedule F and above payment rate, screenwriter, and the director;

(2) "Qualified motion media production project", any film or series production, including videos, commercials, video games, webisodes, music videos, content-based mobile applications, virtual reality,

augmented reality, multi-media, and new media, as well as standalone visual effects and postproduction for such motion media production project, as approved by the department of economic development and the office of the Missouri film commission, that features a statement and logo designated by the department of economic development in the credits of the completed production indicating that the project was filmed in Missouri and that is under thirty minutes in length with expected qualifying expenses in excess of fifty thousand dollars or is over thirty minutes in length with expected qualifying expenses in excess of one hundred thousand dollars. Regardless of the production costs, qualified motion media project shall not include any:

(a) News or current events programming;

(b) Talk show;

(c) Production produced primarily for industrial, corporate, or institutional purposes, and for internal use;

(d) Sports event or sports program;

(e) Gala presentation or awards show;

(f) Infomercial or any production that directly solicits funds;

(g) Political ad;

(h) Production that is considered obscene, as defined in section 573.010;

(3) "Qualifying expenses", the sum of the total amount spent in this state for the following by a production company in connection with a qualified motion media production project:

(a) Goods and services leased or purchased by the production company. For goods with a purchase price of twenty-five thousand dollars or more, the amount included in qualifying expenses shall be the purchase price less the fair market value of the goods at the time the production is completed;

(b) Compensation and wages paid by the production company on which the production company remitted withholding payments to the department of revenue under chapter 143. For purposes of this section, compensation and wages paid to all above-the-line individuals shall be limited to twenty-five percent of the overall qualifying expenses;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or otherwise due under chapter 148;

(5) "Taxpayer", any individual, partnership, or corporation as described in section 143.441, 143.471, or section 148.370 that is subject to the tax imposed in chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax imposed in chapter 148 or any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

3. (1) For all tax years beginning on or after January 1, 2023, a taxpayer shall be allowed a tax credit equal to twenty percent of qualifying expenses.

(2) An additional five percent may be earned for qualifying expenses if at least fifty percent of the qualified motion media production project is filmed in Missouri.

(3) An additional five percent may be earned for qualifying expenses if at least fifteen percent of the qualified motion media production project that is filmed in Missouri takes place in a rural or blighted area in Missouri.

(4) An additional five percent may be earned for qualifying expenses if at least three departments of the qualified motion media production hire a Missouri resident ready to advance to the next level in a specialized craft position or learn a new skillset.

(5) An additional five percent may be earned for qualifying expenses if the department of economic development determines that the script of the qualified motion media production project positively markets a city or region of the state, the entire state, or a tourist attraction located in the state, and the qualified motion media production provides no less than five high resolution photographs containing cast with the rights cleared for promotional use by the Missouri film commission, accompanied by a list with the title of production, location, names, and titles of the individuals shown in the photography and photographer credit.

(6) The total dollar amount of tax credits authorized pursuant to subdivision (1) of this subsection shall be increased by ten percent for qualified film production projects located in a county of the second, third, or fourth class.

(7) Activities qualifying a taxpayer for the tax credit pursuant to this subsection shall be approved by the office of the Missouri film commission and the department of economic development.

4. A qualified motion media production project shall not be eligible for tax credits pursuant to this section unless such project employs at least the following number of Missouri registered apprentices or veterans residing in Missouri with transferable skills:

(1) If the qualifying expenses are less than five million dollars, two;

(2) If the qualifying expenses are at least five million dollars but less than ten million dollars, three;

(3) If the qualifying expenses are at least ten million dollars but less than fifteen million dollars, six; or

(4) If the qualifying expenses are at least fifteen million dollars, eight.

5. Taxpayers shall apply for the motion media production tax credit by submitting an application to the department of economic development, on a form provided by the department. As part of the application, the expected qualifying expenses of the qualified motion media production project shall be documented. In addition, the application shall include an economic impact statement, showing the economic impact from the activities of the qualified motion media production project. Such economic impact statement shall indicate the impact on the region of the state in which the qualified motion media production or production-related activities are located and on the state as a whole. Final applications shall be accompanied by a report by a certified public accountant licensed by the state of Missouri, prepared at the expense of the applicant, attesting that the amounts in the final application are qualifying expenses.

6. For all tax years beginning on or after January 1, 2023, the total amount of tax credits authorized by this section for film production shall not exceed a total of eight million dollars per year, and the total amount of all tax credits authorized by this section for series production shall not exceed a total of eight million dollars per year. Taxpayers may carry forward unused credits for up to five tax periods, provided all such credits shall be claimed within ten tax periods following the tax period in which the qualified motion media production or production-related activities for which the credits are certified by the department occurred.

7. Notwithstanding any provision of law to the contrary, any taxpayer may sell, assign, exchange, convey or otherwise transfer tax credits allowed in subsection 3 of this section. The taxpayer acquiring the tax credits may use the acquired credits to offset the tax liabilities otherwise imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or chapter 148. Unused acquired credits may be carried forward for up to five tax periods, provided all such credits shall be claimed within ten tax periods following the tax period in which the qualified motion media production or production-related activities for which the credits are certified by the department occurred.

8. The tax credit authorized by this section shall be considered a business recruitment tax credit, as defined in section 135.800, and shall be subject to the provisions of sections 135.800 to 135.830.

9. The department of economic development may adopt such rules, statements of policy, procedures, forms, and guidelines as may be necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

10. **[**Under section 23.253 of the Missouri sunset act:**]**

[(1) The provisions of the program authorized under this section shall automatically sunset on December 31, 2029, unless reauthorized by an act of the general assembly; and**]**

[(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first, twelve years after the effective date of the reauthorization of this section; and**]**

[(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and**]**

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

[11. (1) Notwithstanding the provisions of subsection 10 of this section to the contrary,**]** the provisions of this section shall automatically terminate and expire one year after the department of economic development determines that all other state and local governments in the United States of America have terminated or let lapse their tax credit or other governmental incentive program for the film

production industry, regardless of whether such credits or programs are now in effect or first commence after August 28, 2023. The department of economic development shall notify the revisor of statutes upon the department's determination that the tax credit authorized by this section shall terminate pursuant to this subsection.

(2) The provisions of this subsection shall not be construed to limit or in any way impair the ability of any taxpayer that has met the requirements in this section prior to the termination of this section to participate in the program authorized under this section. The provisions of this section shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits qualified for on or before the date the program authorized pursuant to this section expires.”; and

Further amend the title and enacting clause accordingly.

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

Senator Beck offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 10, Page 18, Section 67.5060, Line 360, by inserting after all of said line the following:

“135.753. 1. This section shall be known and may be cited as the “Entertainment Industry Jobs Act”.

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

(1) “Base investment”, the aggregate funds actually invested and expended by a Missouri taxpayer as a rehearsal expense or tour expense pursuant to this section;

(2) “Concert”, a ticketed live performance of music in the physical presence of at least one thousand individuals who view the performance live. For the purposes of this subdivision, “ticketed” shall mean a concert where individual tickets for attendance are offered for sale to the public;

(3) “Concert tour equipment”, stage, set, scenery, design elements, automation, rigging, trusses, spotlights, lighting, sound equipment, video equipment, special effects, cases, communication devices, power distribution equipment, backline and other miscellaneous equipment, or supplies used during a concert or rehearsal;

(4) “Department”, the Missouri department of economic development;

(5) “Expense”, any expense, expenditure, cost, charge, or other disbursement or spending of funds;

(6) “Facility”, a site with one or more studios. Multiple studios at a single location shall not be considered separate facilities. A site may include one or more buildings on the same property or properties within a five-mile radius, provided that the properties' purpose and operations are interrelated and are owned or operated by the same owner or operator, as applicable;

(7) “Facility full-time equivalent employee”, an employee that is scheduled to work an average of at least thirty-five hours per week and is located at the qualified rehearsal facility, or a combination of two or more employees that combined work an average of at least thirty-five hours per week and are located at the qualified rehearsal facility. An employee shall be considered to be located at the qualified rehearsal

facility if such employee spends fifty percent or more of the employee's work time at the qualified rehearsal facility or at a nearby location serving the qualified rehearsal facility, including a warehouse, located in Missouri and owned by the same owner or operator, as applicable, of the qualified rehearsal facility. An employee that spends less than fifty percent of the employee's work time at the qualified rehearsal facility or nearby location shall be considered to be located at a qualified rehearsal facility if the employee receives his or her directions and control from the qualified rehearsal facility and is on the qualified rehearsal facility's payroll;

(8) "Minimum rehearsal and tour requirements", the occurrence of all of the following during a rehearsal or tour:

(a) The purchase or rental of concert tour equipment, related services, or both, in an amount of at least one million dollars from a Missouri vendor for use in the rehearsal, on the tour, or both;

(b) A rehearsal at a qualified rehearsal facility for a minimum of ten days; and

(c) The holding of at least two concerts in the state of Missouri;

(9) "Missouri vendor", an individual or entity located in and maintaining a place of business in this state. Only transactions made through a Missouri location of a Missouri vendor shall constitute a transaction with a Missouri vendor for the purposes of this section;

(10) "Nonresident", the same meaning as defined pursuant to section 143.101;

(11) "Pass-through entity", any incorporated or unincorporated entity that has or elects pass-through taxation under federal law, including, without limitation, a partnership, S corporation, or unincorporated entity with or that elects pass-through taxation;

(12) "Qualified rehearsal facility", a facility primarily used for rehearsals located in this state and which meets all of the following criteria:

(a) Has a minimum of twelve thousand five hundred square feet of column-free, unobstructed floor space in at least one rehearsal studio in the facility;

(b) Has had a minimum of eight million dollars invested in the facility in land or structure, or a combination of land and structure;

(c) Has a permanent grid system with a capacity of a minimum of five hundred thousand pounds in at least one rehearsal studio in the facility;

(d) Has a height from floor to permanent grid of a minimum of fifty feet in at least one rehearsal studio in the facility;

(e) Has at least one sliding or roll-up access door with a minimum height of fourteen feet in the facility;

(f) Has a security system which includes seven-days-a-week security cameras and the use of access control identification badges;

(g) Has a service area with production offices, catering, and dressing rooms with a minimum of five thousand square feet; and

(h) Is owned or operated by an entity that employs, on average on an annual basis, at least eighty facility full-time equivalent employees.

A qualified rehearsal facility shall not include a facility at which concerts are regularly held;

(13) "Rehearsal", an event or series of events which occur in preparation for a tour prior to the start of the tour or during a tour when additional preparation may be needed;

(14) "Rehearsal expenses", includes all of the following when incurred or when such expenses will be incurred during a rehearsal:

(a) Total aggregate payroll;

(b) Payment to a personal service corporation representing individual talent;

(c) Payment to a pass-through entity representing individual talent;

(d) Expenses related to construction, operations, editing, photography, staging, lighting, wardrobe, and accessories;

(e) The leasing of vehicles from a Missouri vendor;

(f) The transportation of people or concert tour equipment to or from a train station, bus depot, airport, or other transportation location, or from a residence or business entity;

(g) Insurance coverage for an entire tour if the insurance coverage is purchased or will be purchased through an insurance agent that is a Missouri vendor;

(h) Food and lodging from a Missouri vendor;

(i) The purchase or rental of concert tour equipment from a Missouri vendor;

(j) The rental of a qualified rehearsal facility; and

(k) Emergency or medical support services required to conduct a rehearsal;

(15) "Resident", the same meaning as defined pursuant to section 143.101;

(16) "Total aggregate payroll", the total sum expended on salaries paid to resident employees, regardless of whether such resident is working within or outside of this state, or nonresident employees working within this state in one or more tours or rehearsals, including, without limitation, payments to a loan-out company. For the purposes of this subdivision:

(a) With respect to a single employee, the portion of any salary which exceeds two million dollars in the aggregate for a single tour shall not be included when calculating total aggregate payroll;

(b) All payments to a single employee and any legal entity in which the employee has any direct or indirect ownership interest shall be considered as having been paid to the employee and shall be aggregated regardless of the means of payment or distribution; and

(c) Total aggregate payroll shall include payments to a loan-out company that has met its withholding tax obligations as provided in this paragraph. The taxpayer claiming the credit authorized pursuant to this section shall withhold Missouri income tax at the rate imposed pursuant to section 143.071 on all payments

to loan-out companies for services performed in Missouri. Any amounts so withheld shall be deemed to have been withheld by the loan-out company on wages paid to its employees for services performed in Missouri, notwithstanding any exclusions under Missouri law for short-term employment of nonresident workers, out-of-state businesses, or otherwise. The amounts so withheld shall be allocated to the loan-out company's employees based on the payments made to the loan-out company's employees for services performed in Missouri. For the purposes of this section, loan-out company nonresident employees performing services in Missouri shall be considered taxable nonresidents and the loan-out company shall be subject to income taxation in the taxable year in which the loan-out company's employees perform services in Missouri, notwithstanding any other provisions of chapter 143. Such withholding liability shall be subject to penalties and interest in the same manner as the employee withholding taxes imposed under chapter 143 and the department of revenue shall provide by regulation the manner in which such liability shall be assessed and collected;

(17) “Tour”, a series of concerts or other performances performed or to be performed by a musical or other live performer, including at least one rehearsal, in one or more locations over multiple days;

(18) “Tour expenses”, expenses incurred or which will be incurred during a tour including venues located in this state, including:

(a) Total aggregate payroll;

(b) The transportation of people or concert tour equipment to or from a train station, bus depot, airport, or other transportation location, or from a residence or business entity located in this state, or which is purchased or will be purchased from a Missouri vendor;

(c) The leasing of vehicles provided by a Missouri vendor;

(d) The purchasing or rental of facilities and equipment from or through a Missouri vendor;

(e) Food and lodging which is incurred or will be incurred from a Missouri vendor;

(f) Marketing or advertising a tour at venues located within this state;

(g) Merchandise which is purchased or will be purchased from a Missouri vendor and used on the tour;

(h) Payments made or that will be made to a personal service corporation representing individual talent if income tax will be paid or accrued on the net income of the corporation for the taxable year pursuant to chapter 143; and

(i) Payments made or that will be made to a pass-through entity representing individual talent for which withholding tax will be withheld by the pass-through entity on the payment as required pursuant to chapter 143.

Tour expenses shall not include development expenses, including the writing of music or lyrics, or any expenses claimed by a taxpayer as rehearsal expenses.

3. (1) For all tax years beginning on or after January 1, 2024, a taxpayer shall be allowed a tax credit for rehearsal expenses and tour expenses incurred by the taxpayer. The amount of the tax credit shall be equal to thirty percent of the taxpayer's base investment, subject to the limitations provided in subsection

6 of this section. No tax credit shall be authorized for rehearsal expenses or tour expenses related to a rehearsal or tour that does not meet the minimum rehearsal and tour requirements.

(2) Tax credits issued pursuant to this section shall not be refundable. Any amount of tax credit that exceeds the tax liability for a taxpayer's tax year may be carried forward to any of the taxpayer's five subsequent taxable years.

4. (1) Tax credits authorized pursuant to this section may be transferred or sold in whole or in part by the taxpayer that claimed the tax credit, provided that the tax credit is transferred or sold to another Missouri taxpayer.

(2) A transferor may make one or more transfers or sales of tax credits claimed in a taxable year, and such transfers or sales may involve one or more transferees.

(3) A transferor shall submit to the department and to the department of revenue a written notification of any transfer or sale of tax credits within thirty days after the transfer or sale of such tax credits. Such notification shall include the amount of the transferor's unredeemed tax credits prior to transfer, the tax credit identifying certificate number or other relevant identifying information, the remaining amount of unredeemed tax credits after transfer, all tax identification numbers for each transferee, the date of transfer, the amount transferred, and any other information required by the department or the department of revenue.

(4) The transfer or sale of a tax credit authorized pursuant to this section shall not extend the time in which such tax credit may be redeemed. The carry-forward period for a tax credit that is transferred or sold shall begin on the date on which the tax credit was originally issued.

(5) A transferee shall have only such rights to claim and redeem the tax credits that were available to such transferor at the time of the transfer, except for the transfer use of the tax credit authorized in subdivision (1) of this subsection. To the extent that such transferor did not have rights to claim or redeem the tax credit at the time of the transfer, the department of revenue shall either disallow the tax credit claimed by the transferee or recapture the tax credit from the transferee. The transferee's recourse shall be against such transferor.

(6) Tax credits shall not be transferred or sold for less than sixty percent of the value of such tax credits.

(7) A taxpayer failing to comply with the provisions of this subsection shall not be able to redeem a tax credit until such taxpayer is in full compliance.

5. The tax credits authorized pursuant to this section shall be subject to the following conditions and limitations:

(1) The tax credit may be taken beginning with the taxable year in which the taxpayer earning the tax credit has met the requirements provided pursuant to this section. For each year in which such taxpayer either claims or transfers the tax credit, the taxpayer shall attach a schedule to the taxpayer's Missouri income tax return which shall include the following information:

(a) A description of the qualifying activities and expenses;

(b) A detailed listing of the employee names, Social Security numbers, and Missouri wages when salaries are included in the base investment;

(c) The amount of the tax credit claimed pursuant to this section for the tax year;

(d) Any tax credit previously taken by the taxpayer against Missouri income tax liabilities;

(e) The amount of the tax credit carried over from prior years;

(f) The amount of the tax credit utilized by the taxpayer claiming the tax credit in the current taxable year; and

(g) The amount of the tax credit to be carried over to subsequent tax years;

(2) In the initial tax year in which the taxpayer claims the credit authorized pursuant to this section, the taxpayer shall include a description of the qualifying activities and expenses that demonstrates that the minimum rehearsal and tour requirements are met; and

(3) Any taxpayer claiming, transferring, or selling a tax credit pursuant to this section shall be required to reimburse the department of revenue for any department-initiated audits relating to the tax credit. The provisions of this subdivision shall not apply to routine tax audits of a taxpayer which may include the review of the tax credit authorized pursuant to this section.

6. (1) The aggregate amount of tax credits that may be authorized in a given fiscal year pursuant to this section shall not exceed eight million dollars. If the amount of tax credits applied for by taxpayers exceeds such amount, the department may, at its discretion, authorize additional tax credits in an amount not to exceed two million dollars in such fiscal year, provided that the maximum amount of tax credits that may be authorized during the subsequent fiscal year shall be reduced by the amount of additional tax credits that the department authorizes.

(2) Notwithstanding the provisions of subdivision (1) of subsection 3 of this section to the contrary, the amount of tax credits claimed by a taxpayer pursuant to this section during a fiscal year shall not exceed the following amounts:

(a) If a taxpayer's base investment is less than four million dollars, the taxpayer shall not be awarded more than one million dollars in tax credits in a fiscal year;

(b) If a taxpayer's base investment is at least four million dollars but less than eight million dollars, the taxpayer shall not be awarded more than two million dollars in tax credits in a fiscal year; and

(c) If a taxpayer's base investment is at least eight million dollars, the taxpayer shall not be awarded more than three million dollars in tax credits in a fiscal year.

7. The department shall promulgate such rules and regulations as are necessary to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are

subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

8. **[**Pursuant to section 23.253 of the Missouri sunset act:**]**

[(1) The program authorized pursuant to this section shall automatically sunset on December 31, 2030, unless reauthorized by an act of the general assembly;**]**

[(2) If such program is reauthorized, the program authorized pursuant to this section shall automatically sunset on December thirty-first, twelve years after the effective date of the reauthorization;**]**

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

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

[9. (1) Notwithstanding the provisions of subsection 8 of this section,**]** The provisions of this section shall automatically terminate and expire ninety days after the department determines that all other state and local governments in the United States of America have terminated or let lapse their tax credit or other governmental incentive program for the music or performance entertainment industries, regardless of whether such credits or programs are now in effect or first commence after January 1, 2024. The department shall notify the revisor of statutes upon the department's determination that the tax credit authorized by this section shall terminate pursuant to this subsection.

(2) The provisions of this subsection shall not be construed to limit or in any way impair the ability of any taxpayer that has met the requirements in this section prior to the termination of this section to participate in the program authorized under this section. The provisions of this section shall not be construed to limit or in any way impair the department's ability to redeem tax credits qualified for on or before the date the program authorized pursuant to this section expires."; and

Further amend the title and enacting clause accordingly.

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

Senator Crawford assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Hough, **SB 10**, with **SCS**, and **SS** for **SCS** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator Luetkemeyer, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Madam President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SB 50**, **SS** for **SB 59**, **SS** for **SB 28**, and **SS** for **SB 7**, 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.

COMMUNICATIONS

President Pro Tem O'Laughlin submitted the following:

February 5, 2025

Kristina Martin
Secretary of Senate
201 W. Capitol Ave, Rm 325
Jefferson City, MO 65101

Secretary Martin,

Pursuant to Chapter 8, Section 003 RSMo, I am making the following changes to the Missouri State Capitol Commission:

I appoint Senator O'Laughlin.

Sincerely,

President Pro Tem

Also,

February 5, 2025

Kristina Martin
Secretary of Senate
201 W. Capitol Ave, Rm 325
Jefferson City, MO 65101

Secretary Martin,

Due to my absence on February 5, 2025, I authorize the Majority Floor Leader to exercise my duty to refer perfected bills to the Committee on Fiscal Oversight.

Sincerely,

President Pro Tem

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 125, regarding Justin Fausto, Pleasant Hope, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 126, regarding Nina Mitchell, Rocky Mount, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 127, regarding Sudhiksha Kumar, Jefferson City, which was adopted.

INTRODUCTION OF GUESTS

Senator Carter introduced to the Senate, Emily Frankoski; Lauren Smith; and Laura Evans, Joplin.

Senator Luetkemeyer introduced to the Senate, The State Historical Society of Missouri students.

Senator Hough introduced to the Senate, Gerald Schiele IV, Raymore; Simoriah Longhorn, O'Fallon; Kayla Pfitzner; Ashlie German, Springfield; Michael Guilfoy, Des Peres; and Faith Collins, Alton; and students from Missouri State University Student Government Association.

Senator Bean introduced to the Senate, his sister-in-law, Vicki Bean, Peach Orchard.

Senator Schnelting introduced to the Senate, Renee and Kamiyah Graves, St. Charles.

On motion of Senator Luetkemeyer, the Senate adjourned under the rules.

SENATE CALENDAR

SEVENTEENTH DAY—THURSDAY, FEBRUARY 6, 2025

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 244-Crawford
SB 245-Crawford
SB 246-Crawford
SB 247-Cierpiot
SB 248-Brattin
SB 249-Brattin
SB 250-Brattin
SB 251-Moon
SB 252-Moon
SB 253-Moon
SB 254-Bean
SB 255-Roberts
SB 256-Roberts
SB 257-Roberts
SB 258-Washington
SB 259-Washington
SB 260-Washington
SB 261-Mosley
SB 262-Mosley
SB 263-Mosley
SB 264-Fitzwater
SB 265-Fitzwater
SB 266-Fitzwater
SB 267-Trent
SB 268-Trent
SB 269-Trent
SB 270-Black
SB 271-Black
SB 272-Black
SB 273-Schroer
SB 274-Schroer
SB 275-Schroer
SB 276-Coleman
SB 277-Coleman
SB 278-Coleman
SB 279-Carter
SB 280-Carter
SB 281-Carter
SB 282-Brown (26)
SB 283-Brown (26)

SB 284-Brown (26)
SB 285-McCreery
SB 286-McCreery
SB 287-McCreery
SB 288-Henderson
SB 289-Burger
SB 290-Burger
SB 291-Crawford
SB 292-Crawford
SB 293-Crawford
SB 294-Brattin
SB 295-Brattin
SB 296-Brattin
SB 297-Moon
SB 298-Moon
SB 299-Moon
SB 300-Roberts
SB 301-Roberts
SB 302-Roberts
SB 303-Washington
SB 304-Washington
SB 305-Washington
SB 306-Mosley
SB 307-Mosley
SB 308-Mosley
SB 309-Fitzwater
SB 310-Fitzwater
SB 311-Fitzwater
SB 312-Trent
SB 313-Trent
SB 314-Trent
SB 315-Black
SB 316-Black
SB 317-Black
SB 318-Schroer
SB 319-Schroer
SB 320-Schroer
SB 321-Coleman
SB 322-Carter
SB 323-Carter
SB 324-Carter
SB 325-Brown (26)
SB 326-Brown (26)
SB 327-Brown (26)
SB 328-McCreery
SB 329-McCreery
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SB 331-Crawford
SB 332-Crawford
SB 333-Brattin
SB 334-Brattin
SB 335-Brattin
SB 336-Moon
SB 337-Moon
SB 338-Moon
SB 339-Roberts
SB 340-Roberts
SB 341-Roberts
SB 342-Washington
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SB 345-Mosley
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SB 347-Mosley
SB 348-Fitzwater
SB 349-Fitzwater
SB 350-Fitzwater
SB 351-Trent
SB 352-Trent
SB 353-Trent
SB 354-Black
SB 355-Black
SB 356-Black
SB 357-Schroer
SB 358-Schroer
SB 359-Schroer
SB 360-Carter
SB 361-Carter
SB 362-Carter
SB 363-Brown (26)
SB 364-Brown (26)
SB 365-Brown (26)
SB 366-McCreery
SB 367-McCreery
SB 368-McCreery
SB 369-Brattin
SB 370-Moon
SB 371-Moon
SB 372-Moon
SB 373-Roberts
SB 374-Roberts
SB 375-Washington
SB 376-Washington
SB 377-Washington
SB 378-Mosley
SB 379-Mosley

SB 380-Mosley
SB 381-Fitzwater
SB 382-Fitzwater
SB 383-Fitzwater
SB 384-Trent
SB 385-Trent
SB 386-Trent
SB 387-Black
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SB 394-Carter
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SB 404-Washington
SB 405-Washington
SB 406-Mosley
SB 407-Mosley
SB 408-Mosley
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SB 410-Fitzwater
SB 411-Fitzwater
SB 412-Trent
SB 413-Trent
SB 414-Trent
SB 415-Black
SB 416-Black
SB 417-Carter
SB 418-Carter
SB 419-McCreery
SB 420-McCreery
SB 421-McCreery
SB 422-Washington
SB 423-Washington
SB 424-Washington
SB 425-Mosley
SB 426-Fitzwater
SB 427-Trent
SB 428-Trent
SB 429-Trent
SB 430-McCreery
SB 431-McCreery
SB 432-Washington
SB 433-Washington
SB 434-Washington
SB 435-Trent
SB 436-Trent
SB 437-Trent
SB 438-Washington
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SB 444-Washington
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SB 449-Trent
SB 450-Washington
SB 451-Trent
SB 452-Trent
SB 453-Trent
SB 454-Trent
SB 455-Hough
SB 456-Roberts
SB 457-Henderson
SB 458-Schnelting
SB 459-Schnelting
SB 460-Gregory (21)
SB 461-Gregory (21)
SB 462-Gregory (21)
SB 463-Lewis
SB 464-Lewis
SB 465-Lewis
SB 466-Gregory (21)
SB 467-Gregory (21)
SB 468-Lewis
SB 469-Lewis
SB 470-Lewis
SB 471-Lewis
SB 472-Lewis
SB 473-Schroer
SB 474-Nurrenbern
SB 475-Coleman

SB 476-Gregory (21)
SB 477-Brown (16)
SB 478-Trent
SB 479-Trent
SB 480-Gregory (15)
SB 481-Bernskoetter
SB 482-Bernskoetter
SB 483-Schroer
SB 484-Schroer
SB 485-Schroer
SB 486-Schroer
SB 487-Schroer
SB 488-Crawford
SB 489-Brown (26)
SB 490-Schnelting
SB 491-Schnelting
SB 492-Crawford
SB 493-Schroer
SB 494-Schroer
SB 495-Schroer
SB 496-Nurrenbern
SB 497-Nurrenbern
SB 499-Schroer
SB 500-Schroer
SB 501-Carter
SB 502-Hough
SB 503-Henderson
SB 504-Black
SB 505-Schroer
SB 506-Schroer
SB 507-Schroer
SB 508-Burger
SB 509-Nicola
SB 510-Nicola
SB 511-Cierpiot
SB 512-Bernskoetter
SB 513-Brown (16)
SB 514-Black
SB 515-Brown (26)
SB 516-Brown (16)
SB 517-Schroer
SB 518-Trent
SB 519-Carter
SB 520-Carter
SB 521-Carter
SB 522-Brown (26)
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SB 532-Nicola
SB 533-Nicola
SB 534-Nicola
SB 535-Crawford
SB 536-Crawford
SB 537-Brown (16)
SB 538-Schroer
SB 539-Nurrenbern
SB 540-Moon
SB 541-Moon
SB 542-Henderson
SB 543-Lewis
SB 544-Lewis
SB 545-Lewis
SB 546-Lewis
SB 547-Hudson
SB 548-Black
SB 549-Beck
SB 550-Schroer
SB 551-Roberts
SB 552-Trent
SB 553-Trent
SB 554-Schroer
SB 555-Hudson
SB 556-Henderson
SB 557-Burger
SB 558-Burger
SB 559-Burger
SB 560-Gregory (15)
SB 561-Gregory (15)
SB 562-Gregory (15)
SB 563-Lewis
SB 564-Williams
SB 565-Bean
SB 566-Crawford
SB 567-Gregory (21)
SB 568-Gregory (21)
SB 569-Roberts
SB 570-Hough
SB 571-Coleman
SB 572-Coleman

SB 573-Coleman
SB 574-Schroer
SB 575-Schroer
SB 576-Schroer
SB 577-Schroer
SB 578-Bernskoetter
SB 579-Hudson
SB 580-Hudson
SB 581-Henderson
SB 582-Nurrenbern
SB 583-Gregory (15)
SB 584-Gregory (21)
SB 585-Brown (16)
SB 586-Hough
SB 587-Hudson
SB 588-Hudson
SB 589-Hudson
SB 590-Hudson
SB 591-Hudson
SB 592-Carter
SB 593-Burger
SB 594-Burger
SB 595-Burger
SB 596-Gregory (15)
SB 597-Gregory (15)
SB 598-Gregory (15)
SB 599-Gregory (15)
SB 600-Schnelting
SB 601-Gregory (21)
SB 602-Gregory (21)
SB 603-McCreery
SB 604-McCreery
SB 605-McCreery
SB 606-McCreery
SB 607-McCreery
SB 608-Lewis
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SB 610-Gregory (21)
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SB 613-Schnelting
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SB 616-Webber
SB 617-Webber
SB 618-Cierpiot
SB 619-Moon
SB 620-Gregory (15)
SB 621-Gregory (15)
SB 622-Gregory (15)
SB 623-Hudson
SB 624-Hudson
SB 625-Moon
SB 626-Carter
SB 627-Webber
SB 628-Webber
SB 629-Webber
SB 630-Cierpiot
SB 631-Brattin
SB 632-Schroer
SB 633-Bernskoetter
SB 634-Brown (16)
SB 635-Gregory (21)
SB 636-Gregory (21)
SB 637-Roberts
SB 638-Brattin
SB 639-Henderson
SB 640-Henderson
SB 641-May
SB 642-Hudson
SB 643-Hudson
SB 644-Crawford
SB 645-Schroer
SB 646-Carter
SB 647-Trent
SB 648-Trent
SB 649-Trent
SB 650-Gregory (15)
SB 651-Gregory (15)
SB 652-Gregory (15)
SB 653-Cierpiot
SB 654-Burger
SB 655-Burger
SB 656-Bean
SB 657-Crawford
SB 658-Crawford
SB 659-Webber
SB 660-Williams
SB 661-Williams
SB 662-Brattin
SB 663-Brattin
SB 664-Brattin
SB 665-Nicola
SB 666-Crawford
SB 667-Henderson
SB 668-Hudson

SB 669-Gregory (15)
SB 670-Gregory (15)
SB 671-Gregory (15)
SB 672-Gregory (15)
SB 673-Gregory (21)
SB 674-Gregory (21)
SB 675-Gregory (15)
SB 676-Schroer
SB 677-Hudson
SB 678-Hudson
SB 679-Nurrenbern
SB 680-Carter
SB 681-Carter
SJR 1-Cierpiot
SJR 2-O'Laughlin
SJR 3-O'Laughlin
SJR 4-Williams
SJR 5-Brattin
SJR 6-Brattin
SJR 7-Brattin
SJR 8-Moon
SJR 9-Moon
SJR 10-Moon
SJR 11-Bean
SJR 12-Washington
SJR 13-Washington
SJR 14-Mosley
SJR 15-Mosley
SJR 16-Mosley
SJR 17-Fitzwater
SJR 18-Fitzwater
SJR 19-Fitzwater
SJR 20-Trent
SJR 21-Trent
SJR 22-Trent
SJR 23-Schroer
SJR 24-Schroer
SJR 25-Coleman
SJR 26-Coleman
SJR 27-Carter
SJR 28-Carter
SJR 29-Carter
SJR 30-Brown (26)
SJR 31-Brown (26)
SJR 32-Hudson
SJR 33-Schnelting, et al
SJR 34-Nicola
SJR 35-Nicola
SJR 36-Nurrenbern
SJR 37-Moon
SJR 38-Moon
SJR 39-Mosley
SJR 40-Carter
SJR 41-Carter
SJR 42-Carter
SJR 43-Carter
SJR 44-Carter
SJR 45-Carter
SJR 46-Carter
SJR 47-Carter
SJR 48-Schnelting
SJR 49-Lewis
SJR 50-Brattin
SJR 51-Hudson
SJR 52-Hudson
SJR 53-Brattin
SJR 54-Nicola
SJR 55-Trent
SJR 56-Moon
SJR 57-Fitzwater

THIRD READING OF SENATE BILLS

SS for SB 1-Crawford
SB 2-Crawford (In Fiscal Oversight)
SS for SB 50-Black
SS for SB 59-Carter
SS for SB 28-Bean
SS for SB 7-Bernskoetter

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 4-Cierpiot, with SS & SA 1 (pending)
SB 5-Cierpiot

SB 6-Cierpiot
SB 10-Hough, with SCS & SS for SCS (pending)
SB 47-Trent, with SCS
SBs 52 & 44-Schroer, with SCS

RESOLUTIONS

SR 18-May
SR 32-Moon
SR 39-Nurrenbern
HCR 2-Riley (Luetkemeyer)

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